

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

FRIDAY, THE FIRST DAY OF MAY
TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL PETITION NO: 3767 OF 2026



Between:

Makala Joshi Sampath Kumar, S/o Satyanarayana Vara Prasad, Aged 36years, R/o. Door No.19-260, Sree Madhaya Nagar, Near Vinayaka Temple, Naidu Thota, Vepagunta, Pendurthi, Visakhapatnam 530 047 Visakhapatnam District, Andhra Pradesh.

Petitioner/Respondent

AND

1. The State of Andhra Pradesh, Represented by its Public Prosecutor, High Court of Andhra Pradesh, High Buildings at Nelapadu, Guntur District, Andhra Pradesh.
2. Makala Sushma Santhoshini, W/o. Joshi Sampath Kumar, Aged 30 years, D/o Atti Vijay Kumar, Door No. 1-52, B.C. Colony, Ramakrishnapuram Village, Kirlampudi Mandal, Prathipadu JFCM Limits, Kakinada District, Andhra Pradesh.
3. Makala Punarvika Sri Aadya, D/o. Joshi Sampath Kumar, Aged 4 years. (Rep. by her mother natural guardian Respondent No.2, Makala Sushma Santhoshini W/o. Joshi Sampath Kumar, Aged 30 years, D/o Atti Vijay Kumar, Door No. 1-52, B.C. Colony, 3 years, Ramakrishnapuram Village, Kirlampurdi Mandal, Prathipadu JFCM Limits, Kakinada District, Andhra Pradesh.)

Respondents

WHEREAS the Petitioner/Accused above named through his/her Advocate V SAI KUMAR presented this Petition Under Section 528 of B.N.S.S/Old Under Section 482 of Cr.P.C, is filed praying that in the circumstances stated in the affidavit filed in support of the Criminal Petition, the High Court may be pleased to call for the records pertaining to and in connection with MC No. 35 of 2025 on the file of the Judicial First Class Magistrate (Junior Division) Prathipadu, Kakinada District and to Quash the same.

AND WHEREAS the High Court upon perusing the petition and affidavit/memorandum of grounds filed herein and upon hearing the arguments of Sri V SAI KUMAR Advocate for the Petitioner, Public Prosecutor for Respondent No.1 directed issue of notice to the Respondent Nos.2 & 3 herein to show cause as to why this CRIMINAL PETITION should not be admitted.

You viz:

1. Makala Sushma Santhoshini, W/o. Joshi Sampath Kumar, Aged 30years, D/o Atti Vijay Kumar, Door No. 1-52, B.C. Colony, Ramakrishnapuram Village, Kirlampudi Mandal, Prathipadu JFCM Limits, Kakinada District, Andhra Pradesh.
2. Makala Punarvika Sri Aadya, D/o. Joshi Sampath Kumar, Aged 4 years. Rep. by her mother natural guardian Respondent No.2, Makala Sushma Santhoshini W/o. Joshi Sampath Kumar, Aged 30 years, D/o Atti Vijay Kumar, Door No. 1-52, B.C. Colony, 3 years, Ramakrishnapuram Village, Kirlampurdi Mandal, Prathipadu JFCM Limits, Kakinada District, Andhra Pradesh.

are be and hereby directed to show cause either appearing in person or through an Advocate, as to why in the circumstances set out in the petition and the memorandum of grounds filed therewith (copy enclosed) this **CRIMINAL PETITION** should not be admitted on or before 15.06.2026 to which date the case stands posted for hearing.

IA NO: 2 OF 2026

Petition Under Section 528 of B.N.S.S/Old Under Section 482 of Cr.P.C, is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to stay of all further proceedings in MC No. 35 of 2025 on the file of the Judicial First Class Magistrate (Junior Division) Prathipadu, Kakinada District and Pending disposal of CRLP 3767 of 2026, on the file of the High Court.

The Court made the following: **ORDER**

“Heard the learned Counsel for the Petitioner and the learned Assistant Public Prosecutor.

Issue notice to Respondent No.2.

The learned Counsel for the Petitioner is permitted to take out personal notice on Respondent No.2 and file proof to that effect.

The Respondent No.2 has not only filed a Domestic Violence Case (DVC) against the Petitioner and other accused, but has also instituted proceedings under the provisions of the Domestic Violence Act and the Indian Penal Code.

Considering the facts and circumstances of the case, the matter is referred to mediation.

Sri V S A Rama Murty Pusuluri, learned trained mediator is appointed as mediator in this case.

The Secretary, High Court Legal Services Committee, is directed to issue necessary proceedings in that regard.

The fee for the Mediator shall be fixed at a later point of time.

The Petitioner and Respondent No.2 shall appear before the mediator on 08.05.2026, or on any other date convenient to both parties and the mediator.

The learned Magistrate of the Trial Court and the Station House Officer concerned are hereby directed to drive the parties before the learned trained mediator for amicable settlement.

Post the matter after Summer Vacation- 2026, for the Mediator's report.

Until the mediation proceedings are concluded, there shall be a stay of all further proceedings in M.C.No.35 of 2025 on the file the learned Judicial First Class Magistrate (Junior Division) Prathipadu, Kakinada District."

//TRUE COPY//

SD/- K.J.RAJA BABU
ASSISTANT REGISTRAR

F · SECTION OFFICER

To,

1. The Judicial First Class Magistrate (Junior Division) Prathipadu, /
Kakinada District

2. The Secretary, High Court Legal Services Committee, High Court of A.P. [By Spl Messenger along with material papers]
3. One CC to Sri **V S A Rama Murty Pusuluri**, Advocate, High Court Of Andhra Pradesh. [Mediator]
4. Makala Joshi Sampath Kumar, S/o Satyanarayana Vara Prasad, Aged 36 years, R/o. Door No.19-260, Sree Madhaya Nagar, Near Vinayaka Temple, Naidu Thota, Vepagunta, Pendurthi, Visakhapatnam 530 047 Visakhapatnam District, Andhra Pradesh. (By RPAD - along with a copy of petition and memorandum of grounds)
5. Makala Sushma Santhoshini, W/o. Joshi Sampath Kumar, Aged 30 years, D/o Atti Vijay Kumar, Door No. 1-52, B.C. Colony, Ramakrishnapuram Village, Kirlampudi Mandal, Prathipadu JFCM Limits, Kakinada District, Andhra Pradesh. (By RPAD - along with a copy of petition and memorandum of grounds)
6. Makala Punarvika Sri Aadya, D/o. Joshi Sampath Kumar, Aged 4 years. (Rep. by her mother natural guardian Respondent No.2, Makala Sushma Santhoshini W/o. Joshi Sampath Kumar, Aged 30 years, D/o Atti Vijay Kumar, Door No. 1-52, B.C. Colony, 3 years, Ramakrishnapuram Village, Kirlampurdi Mandal, Prathipadu JFCM Limits, Kakinada District, Andhra Pradesh). (by RPAD) (For appearance both parties before mediator)
7. One CC to SRI. V SAI KUMAR Advocate [OPUC]
8. Two CC's to **Public Prosecutor, High Court of AP at Amaravati.**
[OUT]
9. One spare copy

TVSR

HIGH COURT

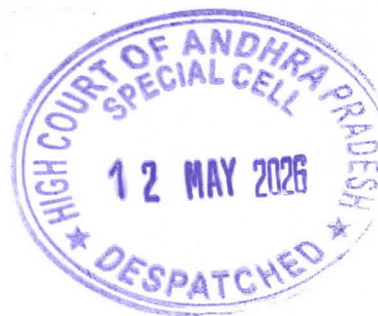
DR.YLR,J

DATED: 01/05/2026

POST THE MATTER AFTER SUMMER VACATION- 2026, FOR THE
MEDIATOR'S REPORT.

ORDER

CRLP.No.3767 of 2026



INTERIM STAY