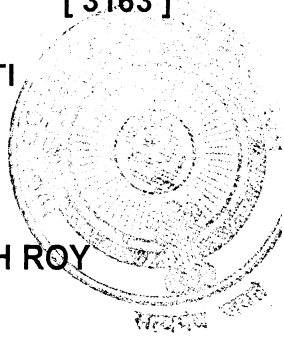


**(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)
FRIDAY, THE FIFTH DAY OF FEBRUARY,
TWO THOUSAND AND TWENTY ONE**

:PRESENT:

**THE HONOURABLE SRI JUSTICE CHEEKATI MANAVENDRANATH ROY
WRIT PETITION NO: 15778 OF 2020**



Between:

Kovvuru Palakondaiah, S/o Narasaiah, Aged about 59 years, Occ: Cooli, R/o. Door No.19/14-3, SC colony; Pathakadnpa, Kadapa District.

...Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Department of Home, Secretariat Buildings, Velagapudi, Guntur District.
2. The Superintendent of police, Kadapa District, Kadapa.
3. The Station House Officer, Chinna Chouk Police Station, Chinna Chouk, Kadapa District.
4. Kovvuri Kavitha, W/o Subba Rayudu, Aged about 30 years, Occ: housewife, Jangampalli SC colony, Kamalapuram Mandal, Kadapa District.
5. Ravarapu Anil Kumar, S/o Venkata Ramana, Aged about 35 years, Occ: Driver in Forest Department, R/o. Kadapa.

...Respondents

WHEREAS the Petitioner above named through his Advocate Sri N.V.R.AMARNATH presented this Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a writ, order or direction more particularly one in nature of Writ of Mandamus, declaring the postmortem certificated obtained by the 3rd respondent is not valid and register a crime by number Cr.No.233 of 2020 under section 306 of IPC instead of 302 of IPC, basing on the postmortem report, without basing on given by the petitioner dated 05-07-2020 is as illegal, arbitrary, unjust and contrary to the fundamental constitution and consequently direct the 3rd respondent to conduct repostmortem of the deceased body a fresh in the above crime and conduct a fresh investigation or in the alternative direct the 3rd respondent to handover the investigation to the CID department.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri N.V.R.Amarnath, Advocate for the Petitioner and GP for Home for the Respondent Nos. 1 to 3, directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. Kovvuri Kavitha, W/o Subba Rayudu, Jangampalli SC colony, Kamalapuram Mandal, Kadapa District.
2. Ravarapu Anil Kumar, S/o Venkata Ramana, Driver in Forest Department, R/o. Kadapa.

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 affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted.

**The Court made the following:
ORDER:**

"Learned Assistant Government Pleader for Home has taken notice for respondent Nos.1 to 3 and requests time for filing counter affidavit.

Issue notice to respondent Nos. 4 and 5.

Post the matter after three (3) weeks."

//TRUE COPY//

Sd/-K.TataRao
ASSISTANT REGISTRAR

SECTION OFFICER

To,

For,

1. Kovvuri Kavitha, W/o Subba Rayudu, Jangampalli SC colony, Kamalapuram Mandal, Kadapa District.
2. Ravarapu Anil Kumar, S/o Venkata Ramana, Driver in Forest Department, R/o. Kadapa. (Addresses 1 & 2 by RPAD- along with a copy of petition and affidavit)
3. One CC to Sri. N.V.R.Amarnath, Advocate [OPUC]
4. Two CCs to GP for Home, High Court of Andhra Pradesh. [OUT]
5. One spare copy

MM

HIGH COURT

CMRJ

DATED:05/02/2021

NOTE: POST THE MATTER AFTER THREE WEEKS

NOTICE BEFORE ADMISSION

WP.No.15778 of 2020

