



IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI
(Special Original Jurisdiction)



WEDNESDAY, THE SIXTH DAY OF AUGUST
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA

WRIT PETITION NO: 17494 OF 2020

Between:

Mr IsaiBheeshanarao, S/o Srinivasarao, Aged, 34 years, R/o D. No 2154, Sancranthi Circle, Occ, Sr Software Engineer in Software Paradigms Infotech Private Ltd, Herbal Industrial Area, Mysore, Permanent address of Chinnagujjuwada Door no 1-54, Saravakota Mandal, Srikakulam District.

...Petitioner

AND

1. State of Andhra Pradesh, Rep.by its Principal Secretary department of Home, Velagapudi, Secrateriat, Amaravathi.
2. Additional Director General of Police, CID, CYBER CRIME 1 Police Station, Mangalagiri, Andhra pradesh
3. Inspector of Police, Crime Investigation Department, (CID) Regional Office, Visakhapatnam
4. Smt Jagilinki Swathi, W/o Isai Bheesana Rao Aged 32 years about, Occ Teacher, R/o Plot no 11, Parankush nagar, Near MDO Office, Srikakulam town and District.

...Respondents

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 an appropriate writ, order or direction more particularly one in the nature in WRIT of MANDAMUS aggrieved by the action of Respondent No. 3 for calling the petitioner for potency test connected in Crime No 9 of 2014 cybercrime PS CID, Hyderabad, transferred to Andhra Pradesh designated court of IstAddl Magistrate of First Class Srikakulam, offence under sections 66-A (c) IT ACT 2000, And SECTION 376, 417, 420, 506. Of IPC.while pending the quash cum compromise petition vide CRLP No. 15229 of 2014 on the file of the Hon'ble High Court of Andhra Pradesh Amaravathi. And at this Covid -19 pandemic situation, also is illegal, arbitrary and not at all correct the action of the respondent at this Covid -19 pandemic situation, and violations of Principles of Natural Justice and consequently direct the Respondent No 3, not to call the petitioner to potency test till disposal of the CRLP No 15229 of 2014 on the file of the Hon'ble High Court of Andhra Pradesh at Amaravati.

IA NO: 1 OF 2020

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to stay all further proceedings in Crime No 9 of 2014 CID cybercrime P.S Hyderabad in the combined State of Andhra Pradesh, designated court is 1st Addl Magistrate of First Class Srikakulam, including calling the petitioner for potency test in the above said crime till disposal of the main writ petition.

Counsel for the Petitioner: SRI UMASANKAR LOKANADHAM

Counsel for the Respondent Nos.1 to 3: GP FOR HOME

Counsel for the Respondent No.4: NONE APPEARED

The Court made the following order:



IN THE HIGH COURT OF ANDHRA PRADESH
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[3396]

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PRESENT

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA

WRIT PETITION NO: 17494/2020

Between:

1. MR ISAIBHEESHANARAO, , S/O SRINIVASARAO, AGED, 34 YEARS,
R/O D. NO 2154, SANCRANTHI CIRCLE, OCC, SR SOFTWARE
ENGINEER IN SOFTWARE PARADIGMS INFOTECH PRIVATE LTD,
HERBAL INDUSTRIAL AREA, MYSORE, PERMANENT ADDRESS OF
CHINNAGUJJUWADA DOOR NO 1-54, SARAVAKOTA MANDAL,
SRIKAKULAM DISTRICT.

...PETITIONER

AND

1. STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL
SECRETARY DEPARTMENT OF HOME, VELAGAPUDI,
SECRATERIAT, AMARAVATHI.

2. ADDITIONAL DIRECTOR GENERAL OF POLICE, CID, CYBER CRIME
1 POLICE STATION, MANGALAGIRI, ANDHRA PRADESH

3. INSPECTOR OF POLICE, CRIME INVESTIGATION DEPARTMENT,
(CID) REGIONAL OFFICE, VISAKHAPATNAM

4. SMT JAGILINKI SWATHI, W/O ISAI BHEESANA RAO AGED 32
YEARS ABOUT, OCC TEACHER, R/O PLOT NO 11, PARANKUSH
NAGAR, NEAR MDO OFFICE, SRIKAKULAM TOWN AND DISTRICT.

...RESPONDENT(S):

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 an appropriate writ, order or direction more

particularly one in the nature in WRIT of MANDAMUS aggrieved by the action of Respondent No. 3 for calling the petitioner for potency test connected in Crime No 9 of 2014 cybercrime PS CID, Hyderabad, transferred to Andhra Pradesh designated court of 1st Addl Magistrate of First Class Srikakulam, offence under sections 66-A (c) IT ACT 2000, And SECTION 376, 417, 420, 506. Of IPC. while pending the quash cum compromise petition vide CRLP No. 15229 of 2014 on the file of the Hon'ble High Court of Andhra Pradesh Amaravathi. And at this Covid -19 pandemic situation, also is illegal, arbitrary and not at all correct the action of the respondent at this Covid -19 pandemic situation, and violations of Principles of Natural Justice and consequently direct the Respondent No 3, not to call the petitioner to potency test till disposal of the CRLP No 15229 of 2014 on the file of the Hon'ble High Court of Andhra Pradesh at Amaravati and pass

IA NO: 1 OF 2020

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to stay all further proceedings in Crime No 9 of 2014 CID cybercrime P.S Hyderabad in the combined State of Andhra Pradesh, designated court is 1st Addl Magistrate of First Class Srikakulam, including calling the petitioner for potency test in the above said crime till disposal of the main writ petition, and pass

Counsel for the Petitioner:

1.UMASANKAR LOKANADHAM

Counsel for the Respondent(S):

1.GP FOR HOME

The Court made the following:

ORDER:

This Writ Petition is filed under Article 226 of Constitution of India with the following prayer for:

“...to issue an appropriate writ, order or direction more particularly one in the nature in WRIT of MANDAMUS aggrieved by the action of Respondent No. 3 for calling the petitioner for potency test connected in Crime No 9 of 2014 cybercrime PS CID, Hyderabad, transferred to Andhra Pradesh designated court of IstAddl Magistrate of First Class Srikakulam, offence under sections 66-A (c) IT ACT 2000, And SECTION 376, 417, 420, 506. Of IPC.while pending the quash cum compromise petition vide CRLP No. 15229 of 2014 on the file of the Hon'ble High Court of Andhra Pradesh Amaravathi. And at this Covid -19 pandemic situation, also is illegal, arbitrary and not at all correct the action of the respondent at this Covid -19 pandemic situation, and violations of Principles of Natural Justice and consequently direct the Respondent No 3, not to call the petitioner to potency test till disposal of the CRLP No 15229 of 2014 on the file of the Hon'ble High Court of Andhra Pradesh at Amaravati and pass.....”

2. Heard Sri Umasankar Lokanadam, learned Counsel for the petitioner and Sri V.Farooq, learned Assistant Government Pleader for Home for the respondents.
3. Learned counsel for the petitioner would submit that the relief has become infructuous in this matter.
4. Learned Assistant Government Pleader is in attendance.

5. Recording the same, the Writ Petition is dismissed since the relief has become infructuous. No order as to costs.

As a sequel thereto, miscellaneous petitions pending, if any, shall stand closed.

//TRUE COPY//

Sd/- K. TATA RAO
DEPUTY REGISTRAR

P. S. R.
SECTION OFFICER

To,

1. One CC to Sri. Umasankar Lokanadham, Advocate [OPUC]
2. Two CCs to GP For Home, High Court of Andhra Pradesh [OUT]
3. Two CD Copies.

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HIGH COURT

DATED:06/08/2025

ORDER
WP NO. 17494 OF 2020



DISMISSING THE W.P. AS INFRUCTUOUS, WITHOUT COSTS