

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

MONDAY, THE SECOND DAY OF AUGUST
TWO THOUSAND AND TWENTY ONE

:PRESENT:

THE HONOURABLE SMT JUSTICE LALITHA KANNEGANTI



IA No. 2 OF 2021

IN

CRLP NO: 4315 OF 2021

Between:

Bukke Srikanthnaik, S/o Jayaram Naik, aged about 33 years, R/o D No 301, SVN Apartments, Subbareddy Nagar, Thirupati Town CHittoor District.

...Petitioner/Accused No.1

AND

1. The State of Andhra Pradesh, Rep by its Public Prosecutor High Court of Andhra Pradesh at Amaravathi.

...Respondent

2. Mude Priyanka Bai, W/o Bukke Srikanth Naik, aged about 28 years, R/o Near Sub station, T Sundupalli, Town and Mandal YSR District.

...Respondents/De-facto Complainant

Counsel for the Petitioner :SRI N SUBBA RAO

Counsel for the Respondent No.1 :PUBLIC PROSECUTOR

Petition under Section 482 of Cr.P.C praying that in the circumstances stated in the memorandum of grounds filed in Criminal Petition, the High Court may be pleased to stay of all further proceedings including stay of arrest of the petitioner/accused No 1 in Cr No 54/2021 on the file of the T Sundupalli Police Station YSR Kadapa District, pending disposal of CRLP No.4315 of 2021, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order.(The receipt of this order will be deemed to be the receipt of notice in the case). The Court made the following;

ORDER:

"Heard.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in this case and infact there are no specific overt acts against the petitioner to attract the alleged offence under Section 498 and 506 of IPC and Sections 3 and 4 of the D.P. Act. He submits that all the allegations are made against the other accused and infact the petitioner has filed divorce O.P. in which notice was issued to the complainant on 23.01.2021. Thereafter the complainant filed a report on 18.03.2021 as an after thought. He submits that initiation of criminal proceedings against the petitioner is pure abuse of process of law and hence, the FIR needs to be quashed.

Taking into consideration the facts and circumstances of the case where there are no specific overt acts against the petitioner, there shall be stay of all further proceedings in FIR No.54 of 2021 of T.Sundupalli Police Station, Y.S.R. Kadapa District as far as the petitioner is concerned, until further orders.

Sd/- K. TATA RAO
ASSISTANT REGISTRAR

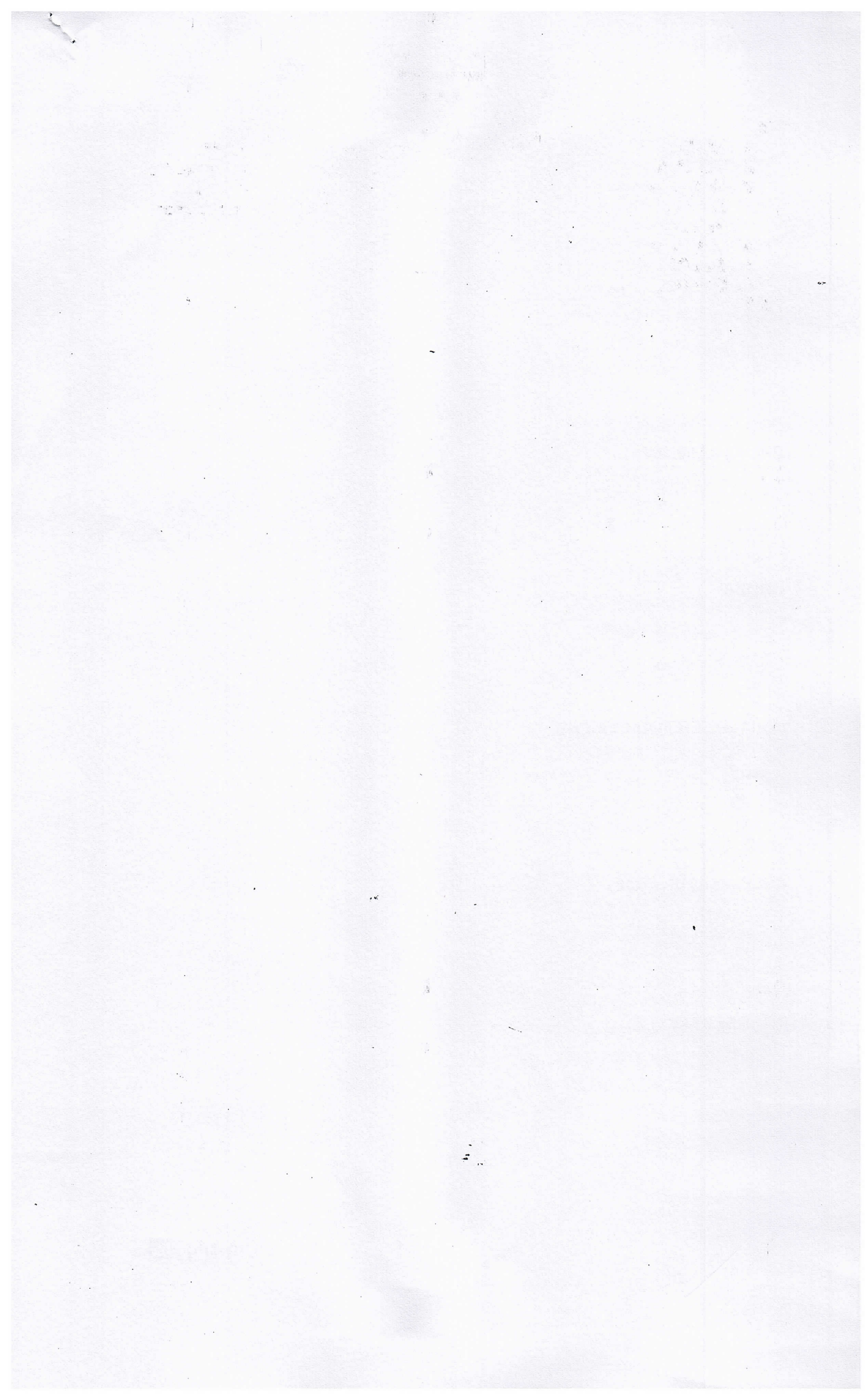
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For ASSISTANT REGISTRAR

To,

1. The Family Judge-cum-V Addl. District Judge, Tirupati, Chittoor District.
2. The Station House Officer, T Sundupalli Police Station, YSR Kadapa District.
3. Mude Priyanka Bai, W/o Bukke Srikanth Naik, R/o Near Sub Station, T Sundupalli, Town and Mandal YSR District. **(by RPAD-** along with a copy of petition and memorandum of grounds)
4. One CC to Sri. N Subba Rao, Advocate [OPUC]
5. Two CCs to Public Prosecutor, High Court of AP [OUT]
6. One spare copy.

MSB



HIGH COURT

LK,J

DATED:02/08/2021

ORDER

POST AFTER FOUR WEEKS

**IA No. 2 OF 2021
IN
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INTERIM STAY

