

(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
THURSDAY, THE EIGHTH DAY OF AUGUST
TWO THOUSAND AND TWENTY FOUR



:PRESENT:

THE HONOURABLE SRI JUSTICE B V L N CHAKRAVARTHI
CRIMINAL PETITION NO: 5497 OF 2024

Between:

1. Momin Nazeeruddin, S/o. Momin Khaja Zahiruddeen, Aged about 29 years, Muslim, doing Private Job, H.No.22-51, Kothapeta, Atmakur Post and Mandal, Nandyal District Andhra Pradesh, PIN 518422. (A1)
2. Momin Ashaparvin, W/o. Momin Khaja Zahiruddeen, Muslim, Housewife, Aged about 50 years, R/o. H.No.22-51, Kothapeta, Atmakur Post and Mandal, Nandyal District, Andhra Pradesh, PIN 518422. (A2)
3. Momin Khaja Zahiruddeen, S/o. Momin Murthuja Aged about 62 years, Muslim, R/o. H.No.22-51, Kothapeta, Atmakur Post and Mandal, Nandyal District, Andhra Pradesh. (A3)
4. U.Aasma, W/o. U. Ummar Ali, Muslim, House wife, H.No.22-51/1, Kothapeta, Atmakur Post and Mandal, Nandyal District, Andhra Pradesh, PIN 518422. (A4)
5. M. Farhad, D/o. M.K. Zahiruddeen, Muslim, H.No.22-51/A, Kothapeta, Atmakur Post and Mandal, Nandyal District, Andhra Pradesh, PIN 518422. (A5)

Petitioners/Accused

AND

1. State of Andhra Pradesh, Represented by its Public Prosecutor, High Court Buildings, Amaravati, Through Atmakur PS, Nandyal District.

1st Respondent/Complainant

2. Sheik Kowsar, W/o. S. Nazeeruddin, Aged about 25 years, R/o. Kothapeta, Atmakur Town (Post and Mandal), Nandyal District, and Andhra Pradesh.

2nd Respondent/de-facto Complainant

WHEREAS the Petitioners/Accused above named through their Advocate Sri HARANADHA RAJU KATTA presented this Petition under Section 482 of Cr.P.C (NEW SECTION 528 OF BNSS, 2023) praying that in the circumstances stated in the memorandum of grounds filed in support of the Criminal Petition, the High Court may be pleased to quash the proceedings in C.C. No. 804 of 2023 on the file of Judicial First Class Magistrate at Atmakur, Nandyal District, against the petitioners/Accused under section 498-A r/w.34 and 3 and 4 of Dowry Prohibition Act;

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri HARANADHA RAJU KATTA Advocate for the Petitioners and of PUBLIC PROSECUTOR for the Respondent No.1 directed issue of notice to the Respondent No.2 herein to show cause as to why this CRIMINAL PETITION should not be admitted.

You viz:

Sheik Kowsar, W/o. S. Nazeeruddin, Aged about 25 years, R/o. Kothapeta, Atmakur Town (Post and Mandal), Nandyal District, and Andhra Pradesh. are be and hereby directed to show cause either appearing in person or through an Advocate on or before 19.09.2024 to which date the case stands posted 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.

The Court made the following ORDER:

“Learned Assistant Public Prosecutor takes notice for respondent No.1 and seeks time to get instructions in the matter.

Issue notice to the respondent No.2

Learned counsel for the petitioners is permitted to take out personal notice to the respondent No.2 through registered post with acknowledgment due and file proof of service into the Registry within a period of six (06) weeks.

List the matter on 19.09.2024.”

Sd/- SK. MD. RAFI
ASSISTANT REGISTRAR

//TRUE COPY//

For


SECTION OFFICER

To,

1. Sheik Kowsar, W/o. S. Nazeeruddin, Aged about 25 years, R/o. Kothapeta, Atmakur Town (Post and Mandal), Nandyal District, and Andhra Pradesh. (by RPAD- along with a copy of petition and memorandum of grounds)
2. One CC to Sri HARANADHA RAJU KATTA Advocate [OPUC]
3. Two CCs to PUBLIC PROSECUTOR, High Court of Andhra Pradesh. [OUT]
4. One spare copy

ER

HIGH COURT

BVLNC, J

DATED:08/08/2024

LIST THE MATTER ON 19.09.2024

NOTICE BEFORE ADMISSION

CRLP.No.5497 of 2024

