

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI
MONDAY, THE NINTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE K SURESH REDDY



IA No. 1 OF 2022

IN

CRLRC NO: 587 OF 2022

Between:

Putturu Shanmugam, S/o late P.Krishnaiah Age 51 years, Occ Business R/o H.No.6-628/1, Nagamma Temple Street Santhapet, Chittoor Town, Chittoor Dist.

...Petitioner/Accused

AND

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

...Respondent

2. Smt.Daddanala Sujatha, W/o D.Rajani Kanth Age 55 years, Occ Housewife R/o Flat No.302, Sai Kalyan Residency Inner Right Road, Guntur Town, Guntur Dist.

...Complainant/Respondent

Counsel for the Petitioner

:SRI M M M SRINIVASA 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 support of the petition, the High Court may be pleased stay all further proceedings in CFR No. 2066/2020 on the file of learned V Additional Junior civil judge, Guntur Town, Guntur District, Pending disposal of CRLRC No. 587 of 2022, 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).

ORDER:

As can be seen from the record, the 2nd respondent herein filed a complaint against the petitioner herein for the offence punishable under Section 138 of the Negotiable Instruments Act, 1881, with a huge delay of 542 days, and seeking condonation of the said delay, Cri.M.P.No.960 of 2021 has been filed. By the impugned order dated 04.04.2022, the trial Court allowed the said petition, condoning the delay of 542 days, on payment of costs of Rs.500/- payable to District Legal Services Authority on or before 11.04.2022.

Though the 2nd respondent entered appearance through a counsel, Mr. Pokala Bippin Sri V.S, and the name of the said counsel is reflected in the cause-list, there is no representation for the 2nd respondent when the matter is taken up today.

Having heard the learned counsel for the petitioner and since the condonation of such huge delay requires consideration, there shall be stay of all further proceedings before the trial Court in the subject case (CFR No.2066 of 2020), pending disposal of the revision case.

Sd/- M. SRINIVAS
ASSISTANT REGISTRAR

//TRUE COPY//

For, SECTION OFFICER

To,

1. The V Additional Junior Civil Judge, Guntur Town, Guntur District
2. Smt.Daddanala Sujatha, W/o D.Rajani Kanth Age55 years, Occ Housewife
R/o Flat No.302, Sai Kalyan Residency Inner Right Road, Guntur Town,
Guntur Dist.(By RPAD)
3. One CC to SRI. M M M SRINIVASA RAO Advocate [OPUC]
4. Two CCs to PUBLIC PROSECUTOR, High Court of Andhra Pradesh[OUT]
5. One spare copy

PSR

HIGH COURT

KSR,J

DATED:09/10/2023

ORDER

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IN
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INTERIM STAY

