

(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI

MONDAY, THE TWENTY FOURTH DAY OF JULY
TWO THOUSAND AND TWENTY THREE



:PRESENT:

THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY
CRIMINAL APPEAL NO: 546 OF 2023

Between:

Mocherla Sivaprasad, S/o M.Satyanarayana, Aged about 35 years, R/o. D.No 58-14-43/6, No.MIG 43, Marripalem VUDA Layout, Marripalem, Visakhapatnam.

... Appellant/Petitioner/3rd Party –Son of Accused Officer
AND

1. The State Through the Inspector of Police, Through the Inspector of Police, Anti Corruption Bureau (ACB), Visakhapatnam Rep. by its Special Public Prosecutor for ACB, High Court of AP, at Amaravathi

...Respondent/Respondent No.1/Complainant

2. Mocherla Satyanarayana, S/o. Late Rangaiah, Aged 56 years, Sub Registrar Formerly, Anandapuram, Visakhapatnam, Visakhapatnam District.

...Respondent/Respondent No.2/Accused Officer

(Note: Respondent No.2 is not necessary party to this Criminal Appeal)

WHEREAS the Appellant above named through his Advocate Sri V.R. Machavaram, presented this Petition under Section 11 of the Criminal Law Amendment Ordinance 1944, praying that in the circumstances stated in the affidavit filed in support of the Criminal Petition, the High Court may be pleased to set aside the Order dated 07-11--2022 passed in CrI.MP.No.73 of 2020 in (Crime No.13/RCA-ACB/VSP/2010) CC.No.16 of 2014 filed under Section 4 (4) r/w. Sec.5 and 8 of Criminal Law Amendment Ordinance, 1944, on the file of the III Addl. District Judge - cum - Special Judge for SPE & ACB Cases, Visakhapatnam;

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri V.R. Machavaram, Advocate for the Petitioner and of Special Public Prosecutor for ACB for respondent No.1, directed issue of notice to the Respondent No.2 herein to show cause as to why this CRIMINAL APPEAL should not be admitted.

You viz:

Mocherla Satyanarayana, S/o. Late Rangaiah, Aged 56 years, Sub Registrar Formerly, Anandapuram, Visakhapatnam, Visakhapatnam District.

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 CRIMINAL APPEAL should not be admitted, within four weeks.

The Court made the following ORDER:

"Learned Assistant Public Prosecutor takes notice on behalf of 1st Respondent and seeks time to get instructions.

Issue notice to Respondent No.2.

Learned counsel for the petitioner is permitted to take out personal notice to Respondent No.2 by Registered Post with Acknowledgement Due and file proof of service into the Registry within a period of two (2) weeks.

Post after four (4) weeks. "

Sd/- M. SRINIVAS
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

For

To,

1. Mocherla Satyanarayana, S/o. Late Rangaiah, Aged 56 years, Sub Registrar Formerly, Anandapuram, Visakhapatnam, Visakhapatnam District.
(by RPAD- along with a copy of petition and memorandum of grounds)
2. One CC to SRI. V R MACHAVARAM Advocate [OPUC]
3. One CC to SRI. A GAYATHRI REDDY, Standing Counsel for ACB cum Spl. PP Advocate [OPUC]
4. One spare copy

KJ

HIGH COURT

SRKJ

DATED:24/07/2023

POST AFTER FOUR (4) WEEKS

NOTICE BEFORE ADMISSION

CRLA.No.546 of 2023

