

[3368]

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

:PRESENT:

THE HONOURABLE SRI JUSTICE B V L N CHAKRAVARTHI



CRIMINAL PETITION NO: 5840 OF 2024

Between:

1. Pinapati Sudheer Benarju, S/o Mohana Rao aged 36 years C. Madiga, D.No, 2-23-609, Plot No. 687 HMT Hills, near Ramalayam Temple, Kukatpally, Hyderabad.
2. Thota Bhagya Raju, S/o Bhushanam aged 35 years C. Madiga, Flat No. 303, D. Block Sal Mitra Towers, Kushalguda, ECIL Secunderabad,

Petitioners/Accused

AND

1. The State of Andhra Pradesh, Rep by its Public Prosecutor High Court of Andhra Pradesh at Amaravathi Guntur District.
2. Chilaka Kavith Roshini, W/o Pinapati Sudheer Benarji 33 years, C. Madiga 8th ward, Christian pet, Sattenapally town.

Respondents/Defacto Complainant

WHEREAS the Petitioners above named through their Advocate Sri D RAMAKRISHNA presented this Petition under Section 528 of BNSS (Section 482 of Cr.P.C), 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 CC.No. 148/2022 on the file of I Additional junior Civil Judge Cum Magistrate at Sattenapally in the interest of Justice.

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri D RAMAKRISHNA Advocate for the Petitioners and of PUBLIC PROSECUTOR for 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:

Chilaka Kavith Roshini, W/o Pinapati Sudheer Benarji 33 years, C. Madiga 8th ward, Christian pet, Sattenapally town.

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 memorandum of grounds filed therewith(copy enclosed) this CRIMINAL PETITION should not be admitted within four weeks to which date the case stands posted for hearing.

IA NO: 2 OF 2024

Petition under Section 528 of BNSS, 2023(Section 482 of Cr.P.C), 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 Stay all further proceedings pursuant to CC No. 148/2022 on the file of I Additional Junior Civil Judge cum Magistrate at Sattenapally including appearance of the petitioners in the interest of justice, pending disposal of CRLP No. 5840 of 2024, on the file of the High Court.

The Court made the following: ORDER

"Heard learned counsel for the petitioners.

Learned Assistant Public Prosecutor takes notice for respondent No.1/State.

Issue notice to the unofficial respondent No.2.

Learned counsel for the petitioners is permitted to take out personal notice to the unofficial respondent No.2 through registered post with acknowledgment due and file proof of service in the Registry.

Considering the facts and circumstances of the case, the presence of the petitioner No.2 herein/A2 only before the trial Court is dispensed with, except on those dates when the learned Magistrate feels that his presence is necessary.

List after four (04) weeks."

Sd/- K. J. RAJA BABU
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

For

To,

1. The I Additional Civil Judge(Junior Division) cum Magistrate at Sattenapally.
2. Chilaka Kavith Roshini, W/o Pinapati Sudheer Benarji 33 years, C. Madiga 8th ward, Christian pet, Sattenapally town. (by RPAD- along with a copy of petition and memorandum of grounds)
3. One CC to SRI. D RAMAKRISHNA Advocate [OPUC]
4. Two CCs to PUBLIC PROSECUTOR, High Court of A.P[OUT]
5. One spare copy.

psk

HIGH COURT

BVLNC,J

DATED:23/08/2024

POST AFTER FOUR WEEKS

NOTICE BEFORE ADMISSION

CRLP.No.5840 of 2024

DIRECTION

