



IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI

**TUESDAY, THE EIGHTH DAY OF AUGUST
TWO THOUSAND AND TWENTY THREE**

:PRESENT:

**THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY
CRIMINAL PETITION NO: 5744 OF 2023**

Between:

1. IVNS MURTHY @ SONU, S/o. Nageswar Rao Aged about 35 years, Occ. Private Employee, R/o. Flat No.202, Venkateswara Nilayam, Yandamuri Layout, Gajularamam, Hyderabad-500072.

... Petitioner/Accused No.4

AND

1. The State Of Andhra Pradesh, Represented by the Public Prosecutor High Court of A.P., Amaravathi.
2. Ogeti Vallinath,, S/ o. Jagannadh Sastry, Aged about 42 years, belongs to Housing Board Colony, Tadepalli Gudem, West Godavri District, A.P.

... Respondent/De-facto Complainant

Petition under Section 482 of Cr.P.C, praying that in the circumstances stated in the memorandum of grounds filed in support of the CriminalPetition, the High Court may be pleased to QUASH the proceedings in C.C. No.1/2023 pending on the file of the Court of the First Additional Judicial First Class Magistrate, Tadepalligudem of Crime No. 743 of 2021 Dated 10-11-2021 of T.P.Gudem Town P.S. West Godavri District,

IA NO: 1 OF 2023

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 to grant STAY of all further proceedings including the personal appearance in the proceedings in C.C. No.1/2023 pending on the file of the Honourable Court of the First Additional Judicial First Class Magistrate, Tadepalligudem of Crime No. 743 of 2021 Dated 10-11-2021 of T.P.Gudem Town P.S. West Godavri District, Pending disposal of CRLP 5744 of 2023, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the memorandum of grounds filed in support thereof and upon hearing the arguments of Sri Rosedar S.R.A Advocate for the Petitioner, and PUBLIC PROSECUTOR for the Respondent No.1, and 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 Acknowledgment Due and file proof of service in the Registry within a period of three (3) weeks.

A perusal of charge sheet goes to show that A1 is the person who was running unregistered chit. A2 who is husband of A1 is an EX-Army person.

According to charge sheet, A2 is assisting the A1 in running the chit business. In so far as the petitioner herein is concerned, he is son of A1 and A2. Learned counsel for the petitioner submits that the petitioner worked as Infrastructure Engineer in J.P.Morgan Services India Private Limited from 31.07.2017 to 01.08.2022 and he was residing in Hyderabad. Except stating an omnibus accusation that all of them were transacting the business, there is no specific act that has been attributed as against the petitioner herein.

For the aforesaid reason, there shall be stay of all further proceedings in C.C.No.1 of 2023 on the file of the learned Additional Judicial Magistrate of First Class, Tadepalligudem, in respect of the petitioner herein i.e. A4 for a period of eight (8) weeks.

Post after six (6) weeks."

Sd/- K. KASIRAO ACHARI
ASSISTANT REGISTRAR

//TRUE COPY//

For

SECTION OFFICER

To,

1. The First Additional Judicial First Class Magistrate, Tadepalligudem.
2. The Station House Officer, T.P.Gudem Town Police Station. West Godavri District.
3. Ogeti Vallinath,, S/ o. Jagannadh Sastry, belongs to Housing Board Colony, Tadepalli Gudem, West Godavri District, A.P. (by RPAD)
4. One CC to Sri. Rosedar S.R.A Advocate [OPUC]
5. Two CC to PUBLIC PROSECUTOR, High Court of AP. [OUT]
6. One Spare Copy.

Svr

HIGH COURT

SRK,J

DATED:08/08/2023

ORDER

NOTE: Post after six (6) weeks.

CRLP.No.5744 of 2023

STAY

