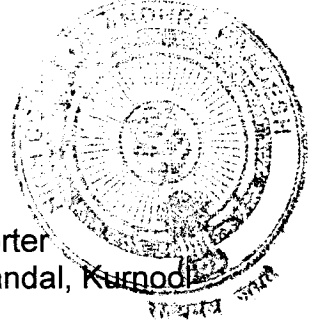


IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI  
TUESDAY, THE SECOND DAY OF NOVEMBER,  
TWO THOUSAND AND TWENTY ONE

:PRESENT:

THE HONOURABLE SRI JUSTICE CHEEKATI MANAVENDRANATH ROY

IA No. 1 OF 2021  
IN  
CRLP NO: 6021 OF 2021



**Between:**

1. Chinnadubbagala Brahmam, S/o Veeranna, Age. 44 yrs, Occ. Reporter Aandhraprabha , R/ o. 8-1-81/A, T.B Road, Allagadda Town and Mandal, Kurnool District. Petitioner name wrongly shown in FIR Brehman.
2. Kothamidde Sriramulu, S/o Chinna Obanna, Age. 46 yrs, Occ. Agricultural Farmer, R/o. H. No 3-64 Bodemmanuru Village, Uyyalawada Mandal, Kurnool District.
3. Yerravigarti Thirupathaiah, S/o Chinna Obanna, Age. 38 yrs, Occ. Animal Husbandary Assistant(Employ), R/o. H. No. 2-39 Mallavemula Village, Changalamarri Mandal, Kurnool District. Petitioner name wrongly shown in FIR Yerrabigari Thirupathaiah
4. Dalu Ratnamaiah, S/o Lukanna, Age. 39-yrs, Occ. Agricultural Farmer, R/o. H.No 8-10-28/3 Srinuvasa Nagar, Allagadda Town Kurnool District, Petitioner name wrongly shown in FIR Dalu Rathnamaiah.
5. Yendapalli Gnana Sundaram, S/o Raajasekar, Age. 46 yrs, Occ. Agricultural farmer, R/o. H. No 2-4 Peddabodabam Village, Changalamarri Mandal, Kurnool District.
6. Yerrabigari Laxmidevi, Age. 35 yrs, Occ. House Wife, R/o. H. No 1-2-405, Ramalakshmi Kottala, Allagadda Town, Kurnool District.
7. Dalu Ravi, S/o Esaak, Ae. 65ys, Occ. Agricultural farmer, R/o. H.No 2-39, Peraaipalle Village Allagadda Mandal, Kurnool District.

...Petitioners/Accused 1 to 5, 7, 8  
(Petitioner in CRLP 6021 OF 2021  
on the file of High Court)

**AND**

1. The State of Andhra Pradesh, Through Public Prosecutor, High Court at Amaravathi, Amaravathi.
2. Rudraiah Narsanna Gari, S/o Chinna Narasanna Age. 43 yrs, Occ: Business, R/o. Rupanagudi Village Uyyalawvada Mandal, Kurnool.

...Respondents  
(Respondents in-do-)

**Counsel for the Petitioners :** SRI V.VENKATA MAYUR  
**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 of criminal petition, the High Court may be pleased to stay all further proceedings in Cr.No.265 of 2021 on the file of PS Allagadda Town, including the arrest of the petitioners, pending disposal of CRLP No.6021 of 2021, 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:**

**"The petitioners are accused in Crime No.265 of 2021 of Allagadda Town Police Station, Kurnool District. The allegations set out in the F.I.R. prima facie do not make out any offence punishable under Section 420 of I.P.C.**

**Learned Additional Public Prosecutor would submit that even though no offence under Section 420 of I.P.C. is made out from the facts of the case, that a case under Section 506 of I.P.C. is made out from the facts of the case.**

**In the said facts and circumstances of the case, the petitioners could make out a strong prima facie case to examine in the main criminal petition whether the prosecution launched against the petitioners in the given facts and circumstances of the case would amount to abuse of process of Court or not. Therefore, till the said controversy is resolved in the main criminal petition, this Court is of the considered view that the petitioners are entitled for a protection.**

**Therefore, there shall be a direction to the Investigation Officer not to arrest the petitioners, till the next date of hearing."**

**SD/- K.Tata Rao  
ASSISTANT REGISTRAR**

**//TRUE COPY//**

**For ASSISTANT REGISTRAR**

**To,**

1. The Station House Officer, Police Station, Allagadda Town, Kurnool District.
2. Rudraiah Narsanna Gari, S/o Chinna Narasanna, R/o. Rupanagudi Village Uyyalawvada Mandal, Kurnool. (by RPAD- along with a copy of petition and memorandum of grounds)
3. One CC to Sri. V.Venkata Mayur, Advocate [OPUC]
4. Two CCs to Public Prosecutor, High Court of AP [OUT]
5. One spare copy

**MM**



**HIGH COURT**

**CMRJ**

**DATED:02/11/2021**

**ORDER**

**IA No. 1 OF 2021  
IN  
CRLP NO: 6021 OF 2021**

**INTERIM STAY**

