

[3327]

(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI
MONDAY, THE TWENTY FIRST DAY OF AUGUST
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY
CRIMINAL PETITION NO: 6198 OF 2023



Between:

1. Emandi Ravi Kiran, S/o. Eswara Rao Emandi, aged about 39 Years,
2. Emandi Jaya Naga Venkata Lakshmi @ Preethi, W/o. Emandi Ravi Kiran, aged about 34 Years

(Both are R/o. Flat No. 101, D.No. 1-171, Virinchi Sri Soudha Appartment, Susarla Colony, Butchirajupalem, Visakhapatnam-530027.)

Petitioners/Accused 3 & 5

AND

1. The State of Andhra Pradesh, Represented by the S.H.O., T.P.Gudem Town P.S., West Godavari District, through the Public Prosecutor, High Court of A.P. at Amaravathi.

Respondent

2. Ogeti Vallinath, S/o. Jagannadh Sastry, Aged about 42 years, belongs to Housing Board Colony, Tadepalli Gudem, West Godavari District, A.P

Respondent/Defacto Complainant

WHEREAS the Petitioners/Accused above named through their Advocate Sri Rosedar S.R.A presented this Petition under 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 proceedings in C.C. No.1/2023 pending on the file of the Hon'ble 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 Godavari District

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri Rosedar S.R.A Advocate for the Petitioner, Assistant 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:

Ogeti Vallinath, S/o. Jagannadh Sastry, Aged about 42 years, belongs to Housing Board Colony, Tadepalli Gudem, West Godavari District, A.P

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.

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 C.C. No.1/2023, pending on the file of the Hon'ble 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 No. 6198 of 2023, on the file of the High Court.

The Court made the following order :

"Learned Assistant Public Prosecutor takes notice for respondent No.1 and seeks time to get instructions in the matter.

Issue notice to respondent No.2.

Learned counsel for the petitioners is permitted to take out personal notice to respondent No.2 by RPAD and file proof of service before the Registry within a period of three (3) weeks.

In the meanwhile, there shall be interim stay of all further proceedings including appearance of the petitioners herein/A3 and A5 in CC No.1 of 2023 on the file of learned 1st Additional Judicial Magistrate of First Class, Tadepalligudem, for a period of six (6) weeks.

List the matter along with CrI.P.No.5744 of 2023 after four (4) weeks. "

Sd/- U. GRI DEVI 3
ASSISTANT REGISTRAR

//TRUE COPY//

For /

SECTION OFFICER

To,

1. The First Additional Judicial First Class Magistrate, Tadepalligudem
2. The S.H.O., T.P.Gudem Town P.S., West Godavri District
3. Ogeti Vallinath, S/o. Jagannadh Sastri, Aged about 42 years, belongs to Housing Board Colony, Tadepalli Gudem, West Godavri District, A.P (by RPAD- along with a copy of petition and memorandum of grounds)
4. One CC to Sri Rosedra S.R.A Advocate [OPUC]
5. Two CCs to Public Prosecutor, High Court of AP [OUT]
6. One spare copy of the order of six (6) weeks.

HIGH COURT

SRKJ

DATED:21/08/2023

LIST THE MATTER LONG WITH CRLP.NO.5744 OF 2023 AFTER FOUR WEEKS

NOTICE BEFORE ADMISSION

CRLP.No.6198 of 2023

INTERIM STAY

