

(SHOW CAUSE NOTICE BEFORE ADMISSION)**IN THE HIGH COURT OF ANDHRA PRADESH: AT AMARAVATI****(Special Original Jurisdiction)****WEDNESDAY, THE SEVENTEENTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY ONE****:PRESENT:****THE HONOURABLE SRI JUSTICE NINALA JAYASURYA****WRIT PETITION NO: 26808 OF 2021****Between:****P. Srinivas Murthy, S/o. Late Venkata Bhaskara Rao, Aged 56 years, Occ- Business,
R/o 201, Samrudhi Apartments, East Point Colony, Visakhapatnam, Andhra Pradesh.****Petitioner****AND**

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Home Department, Secretariat, Velagapudi, Amaravati, Guntur District.
2. The Director General of Police, Andhra Pradesh, Mangalagiri, Guntur District.
3. The Commissioner of Police, Visakhapatnam, Visakhapatnam District.
4. The III Town Police Station, Visakhapatnam, Rep. by its Station House Officer.
5. Kolagotla Srinivas, S/o Late Brahmaji Rao, Aged 57 years, Occ- Business, R/o.Row House No.8, Sea Shells, Waltair Uplands, Visakhapatnam - 530003.

Respondents

WHEREAS the Petitioner above named through his Advocate SRI.ASHOK RAM V., presented this Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a writ order or direction more particularly one in the nature of writ of MANDAMUS declaring the inaction of respondent Nos.3 and 4 in registering a crime or conducting any investigation against the 5th respondent in pursuance of written complaint submitted by the petitioner herein Dt. 22/9/2021 to the 4th respondent herein and received by the respondents herein as arbitrary, illegal and violative of Articles 14 and 21 of the Constitution of India with a further direction to respondent No.4 to forthwith register a crime, investigate and take appropriate action against the 5th respondent for the overt acts committed by him;

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri.ASHOK RAM V., Advocate for the Petitioner and of learned Government Pleader for Home for Respondent Nos.1 to 4, directed issue of notice to the Respondent No.5 herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

Kolagotla Srinivas, S/o Late Brahmaji Rao, R/o. Row House No.8, Sea Shells, Waltair Uplands, Visakhapatnam - 530003.

are 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 WRIT PETITION should not be admitted on or before 09.12.2020, on which date the case stands posted for hearing.

IA NO: 1 OF 2021

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the 4th respondent herein to forthwith register a crime and conduct an investigation into the overt acts committed by the 5th respondent as detailed in the complaint, Dt.22/9/2021, pending disposal of WP No. 26808 of 2021, on the file of the High Court.

THE COURT MADE THE FOLLOWING ORDER:

Notice to R5.

Heard learned counsel for the petitioner. List the matter after three (3) weeks.

Meanwhile, learned counsel for the petitioner is permitted to take out personal notice to the R5 by registered post with acknowledgement due and to file proof of service in to registry.

**SD/-T.MADHAVI
ASSISTANT REGISTRAR**

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. The Principal Secretary, Home Department, State of Andhra Pradesh, Secretariat, Velagapudi, Amaravati, Guntur District.
2. The Director General of Police, Andhra Pradesh, Mangalagiri, Guntur District.
3. The Commissioner of Police, Visakhapatnam, Visakhapatnam District.
4. The Station House Officer, III Town Police Station, Visakhapatnam.
5. Kolagotla Srinivas, S/o Late Brahmaji Rao, R/o. Row House No.8, Sea Shells, Waltair Uplands, Visakhapatnam - 530003. (1 to 5 by RPAD- along with a copy of petition and affidavit)
6. One CC to SRI.ASHOK RAM V Advocate [OPUC]
7. Two CCs to GP for Home, High Court Of Andhra Pradesh. [OUT]
8. One spare copy

SRL

HIGH COURT

NJSJ

DATED:17/11/2021

NOTE: LIST THE MATTER AFTER THREE (3) WEEKS

NOTICE BEFORE ADMISSION

WP.No.26808 of 2021

DIRECTION

