

HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

MAIN CASE No. Cr1.P.No.6879 of 2023

PROCEEDING SHEET

Sl. No.	DATE	ORDER	OFFICE NOTE
	11.09.2023	<u>SRK, J</u> Learned counsel for the petitioners is permitted to take out personal notice to the respondent No.2 by registered post with acknowledgment due and file proof of service in the Registry within a period of three (3) weeks. Issue notice to the respondent No.2 Learned counsel for the petitioners submits that basing on the police report a case in Crime No.151 of 2017 was registered for the offences punishable under Sections 147, 148, 447, 324, 506 r/w 149 IPC against the <i>de facto</i> complainant and others. The police after conducting investigation filed charge sheet and the same was taken on file as C.C.No.97 of 2018 by the learned V Metropolitan Magistrate, Anakapalle. He further submits that as a counter blast to the said case, the 2nd respondent herein filed a private complaint against the petitioners herein and that the Court referred the same under Section 156(3) Cr.P.C. to police. The police registered case in Crime No.86 of 2018 for the offences punishable under Sections 447, 323, 509, 506, 427 r/w 34	

		IPC against the accused/the petitioners herein. The police after conducting investigation submitted a final report against the petitioners herein on the ground of mistake of fact. Against the said final report, the <i>de facto</i> complainant filed Protest Petition. Pursuant to the same, the subject C.C.No.12 of 2023 came to be registered. Learned counsel for the petitioners submits that the petitioners are in possession of the subject land in an extent of Ac.2.08 Hectares situated in Sy.No.303 of Sitanagaram Revenue Village, Anakapalli Mandal. The Department of Mines and Geology <i>vide</i> Proceedings No.3441/Q/2010, dated 05.1.2017, granted permission in favour of the petitioners herein to carry out quarry operations for Road Metal in survey No.303. In view of the aforesaid facts and circumstances of the case, there shall be interim stay of all further proceedings, in respect of the petitioners, in C.C.No.12 of 2023 on the file of the XI Additional Metropolitan Magistrate at Anakapalle, for a period of eight (8) weeks. Post the matter after six (6) weeks. SRK, J GR	
--	--	--	--

--	--	--	--