

(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
MONDAY, THE TWENTY FIRST DAY OF OCTOBER,
TWO THOUSAND AND TWENTY FOUR



:PRESENT:

THE HONOURABLE SRI JUSTICE B V L N CHAKRAVARTHI
CRIMINAL PETITION NO: 7379 OF 2024

Between:

Thalagani @ Tanagane Guru Prasad, S/o. China Subbaiah, Aged about 22 years, Occ: Working in Army as a Nursing Assistant, R/o. Balijikota Street, Porumamilla Town and Mandal, Kadapa District, Andhra Pradesh.

...Petitioner/A8

AND

1. The State of Andhra Pradesh, Rep. by the Public Prosecutor, High Court of Andhra Pradesh, Amaravati

...Respondent No.1

2. R Suman, S/o Not known to the Accused O/o. Markapur Rural Ps, Markapur Mandal, Prakasam District, Andhra Pradesh

...Respondent no.2/Defacto-Complainant

WHEREAS the Petitioner above named through his Advocate Sri GAJJALA MALLIKARJUNA REDDY presented this Petition under Section 482 of ~~Cr.P.C~~ (Under Section 528 of BNSS, 2023), praying that in the circumstances stated in memorandum of grounds of Criminal Petition, the High Court may be pleased to call for the records in C.C.No.135 of 2024 on the file of Additional Judicial First Class Magistrate, Markapur Petitioner/A8 is concerned and quash the same;

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri Gajjala Mallikarjuna Reddy, Advocate for the Petitioner and Public Prosecutor for the 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:

R Suman, O/o. Markapur Rural Ps, Markapur Mandal, Prakasam District,
Andhra Pradesh

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 grounds filed therewith (copy enclosed) this CRLP should not be admitted within eight (08) weeks, on which date the case stands posted for hearing;

IA NO: 1 OF 2024:

Petition under Section 482 of Cr.P.C (Under Section 528 of BNSS, 2023), praying that in the circumstances stated in memorandum of grounds of Criminal Petition, the High Court may be pleased to grant stay of all further proceedings including the appearance of the Petitioner/s/Accused No.8 herein in C.C.No.135 of 2024 on the file of Additional Judicial First-Class Magistrate, Markapur, pending disposal of CRLP No.7379 of 2024, on the file of the High Court.

The Court made the following:

ORDER:

"Heard learned counsel for the petitioner.

Learned Assistant Public Prosecutor takes notice for the respondent No.1/State.

Issue notice to the unofficial respondent No.2.

Learned counsel for the petitioner is permitted to take out personal notice to the unofficial respondent No.2 through registered post with acknowledgment due and file proof of service in the Registry.

Considering the facts and circumstances of the case, the presence of the petitioner herein/A8 only before the trial Court is dispensed with, except on those dates when the learned Magistrate feels that his presence is necessary.

List after eight (08) weeks."

//TRUE COPY//

AS

SD/-K.TATA RAO
DEPUTY REGISTRAR
ch
SECTION OFFICER

For AS

To,

1. The Additional Judicial First-Class Magistrate, Markapur
2. R Suman, O/o. Markapur Rural Ps, Markapur Mandal, Prakasam District, Andhra Pradesh (by RPAD- along with a copy of petition and memorandum of grounds)
3. One CC to Sri. Gajjala Mallikarjuna Reddy, Advocate [OPUC]
4. Two CCs to Public Prosecutor, High Court of AP [OUT]
5. One spare copy

MM

HIGH COURT

BVLNC,J

DATED:21/10/2024

LIST AFTER EIGHT (08) WEEKS

NOTICE BEFORE ADMISSION

CRLP.No.7379 of 2024

DIRECTION

