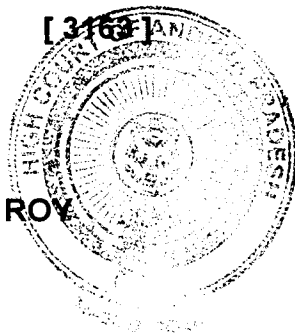


[3163]

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
MONDAY, THE THIRTEENTH DAY OF DECEMBER,
TWO THOUSAND AND TWENTY ONE

:PRESENT:
THE HONOURABLE SRI JUSTICE CHEEKATI MANAVENDRANATH ROY



IA No. 2 OF 2021
IN
CRLP NO: 7187 OF 2021

Between:

1. Pothula Usha Rani, W/o. Kalyan, aged 56 years, Door No.19-1-345, Bank Colony, 3rd road line, LIC Back side, Peddapuram - 533 437, Peddapuram Mandal, East Godavari. District,
2. Pothula Kalayan, S/o. Veerabbai, aged 62 years, Door No.19-1-345, Bank Colony, 3rd road line, LIC Back side. Peddapuram - 533 437, Peddapuram East Godavari. District,
3. Pothula Priyanka, D/o. Kalyan, aged 34 years, Plot No.A-5, LIC Staff Quarters, Near Polamamba Temple, Peda Waltair, Visakhapatnam Urban, LB Colony, Visakhapatnam,
4. Kunche Kishore Kumar, S/o. Rajarao, aged 40 years Plot No.52, Indira Nagar, Gachibowli, Near Sendriya Vihar, K.V. Rangareddy, Telangana State.
5. Vavilapalli Santosh @ Satyavati Brother, S/o. V.Appala Suri, Aged 20 years, Door No.1-150, Official Colony Ponduru, Ponduru Mandal, Srikakulam District, Andhra Pradesh,
6. Vavilapalli Venkata Rao @ Satyavati family, S/o, V. Venkata Rao, Aged 50 years, Door No. 1-150, Official Colony, Ponduru, Ponduru Mandal, Srikakulam District, Andhra Pradesh,
7. Vailapalli Kalyani, @ Satyavati family, W/o. Venkata Rao, Aged 45 yeasers, Door No.1-150, Official Colony, Ponduru, Ponduru Mandal, Srikakulam District, Andhra Pradesh

...Petitioners/Accused No.2, 3, 4, 5, 7, 8, 9
(Petitioner in CRLP 7187 OF 2021
on the file of High Court)

AND

1. The State of Andhra Pradesh, (S.H.O Narsaraopet II Town Police Station, Narasaraopet, Guntur District) Rep. by Public Prosecutor, High Court of Andhra Pradesh, Guntur.

...Respondent/Complainant

2. Pothulu Jyothi Lakshmi, W/o. Vikaram, age 35 years, Near Anjaneyaswamy Temple, Barampet, Narasaraopet Town, Guntur District.

...Respondent/Defacto Complainant
(Respondents in-do-)

Counsel for the Petitioners :
Counsel for the Respondent No.1:

M/s MARELLA RADHA
PUBLIC PROSECUTOR

Petition under Section 482 of Cr.P.C praying that in the circumstances stated in memorandum of grounds of criminal petition, the High Court may be pleased to stay all further proceedings in the Crime No.277 of 2021 of Narasaraopet II Town Police Station, Narasaraopet, Guntur District including the arrest of the petitioners/accused No.2,3,4,5,7,8,9, pending disposal of CRLP No.7187 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:

"Having regard to the allegations set out in the F.I.R and the facts and circumstances of the case, this Court is of the considered view that investigation shall go on to find out the truth or otherwise of the allegations. The investigation cannot be interdicted.

However, as the offences registered against the petitioners are all punishable with less than seven (07) years period of imprisonment, the Investigating Officer is directed to follow the procedure contemplated under Section 41A Cr.P.C and the guidelines prescribed by the Apex Court in Arnesh Kumar v. State of Bihar and another((2014) 8 SCC 273) case."

//TRUE COPY//

**SD/- K.TATA RAO
DEPUTY REGISTRAR**

**SECTION OFFICER
FOI REGISTRAR**

To,

1. The Station House Officer, Narasaraopet II Town Police Station, Narasaraopet, Guntur District.
2. Pothulu Jyothi Lakshmi, W/o. Vikaram, Near Anjaneyaswamy Temple, Barampet, Narasaraopet Town, Guntur District. (by RPAD- along with a copy of petition and memorandum of grounds)
3. One CC to M/s Marella Radha, Advocate [OPUC]
4. Two CCs to Public Prosecutor, High Court of AP [OUT]
5. One spare copy

MM

HIGH COURT

CMRJ

DATED:13/12/2021

ORDER

**IA No. 2 OF 2021
IN
CRLP NO: 7187 OF 2021**

INTERIM DIRECTION

