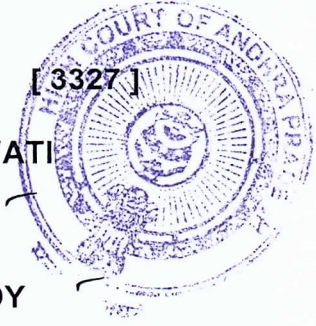


[3327]

(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
FRIDAY ,THE SIXTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY THREE



:PRESENT:

THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY
CRIMINAL PETITION NO: 7699 OF 2023

Between:

1. N.R.Abhijit, aged 36 yrs S/o N.C. Raghuram, r/o D.No. 49/1, Nittoor Bhavan, S.Kariyappa Road Bangalore City, Karnataka State
2. N.C.Rukmini, aged 59 yrs W/o N.C. Raghuram, r/o D.No. 49/1, Nittoor Bhavan, S.Kariyappa Road Bangalore City, Karnataka State
3. N.C.Raghuram, aged 62 yrs S/o Late N.ChandraSekhar r/oD.No. 49/1,Nittoor Bhavan, S.Kariyappa Road Bangalore City, Karnataka State
4. N.R. Arjun, aged 32 yrs S/o N.C. Raghuram, r/o D.No. 49/1, Nittoor Bhavan, S.Kariyappa Road Bangalore City, Karnataka State

Petitioners/Accused 1,2,3and 4

AND

1. The State of Andhra Pradesh, Rep. by its Public Prosecutor High Court Buildings, Amaravathi

Respondent/Complainant

- 2.Smt Srikrishna AparnaBhat, aged 33 yrs D/o K. Sri Krishna Bhat r/oD.No. 6-8-1132, NGO Colony K.T. Road, Tirupathi- 517607

Respondent/Complainant

WHEREAS the Petitioners/Accused above named through their Advocate Sri Harish Kumar Rasineni 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. 1481 OF 2022 on the file of the IV Addl. Junior Civil Judge-cum Judicial First Class Magistrate, Tirupati against the petitioners/accused

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri Harish Kumar Rasineni Advocate for the Petitioners, Special 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:

- Smt Srikrishna AparnaBhat, aged 33 yrs D/o K. Sri Krishna Bhat r/oD.No. 6-8-1132, NGO Colony K.T. Road, Tirupathi- 517607

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 six 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 stay of all further' proceedings against the Petitioners/Accused in, C.C.No. 1481 OF 2022 on the file of the IV Addl. Junior Civil Judge-cum-Judicial First Class Magistrate, Tirupati, pending disposal of CRLP No. 7699 of 2023, on the file of the High Court.

The Court made the following order :

“Learned Special Assistant Public Prosecutor takes notice on behalf of 1st Respondent and seeks time to get instructions.

Issue notice to respondent No.2.

Learned counsel for the petitioners is permitted to take out personal notice to Respondent No.2 by Registered Post with Acknowledgment Due and file proof of service in the Registry within a period of three (3) weeks.

A charge sheet has been filed against the petitioners herein for the offences punishable under Sections 498A, 506 and 3 and 4 of the Dowry Prohibition Act and the same was taken on file as C.C.No.1481 of 2022 on the file of the learned IV Additional Junior Civil Judge-cum-Judicial Magistrate of First Class, Tirupati. Pending the said C.C., both the parties entered into compromise by entering into Memorandum of Agreement, dated 11.12.2021. Pursuant to the said agreement, entered into between both the parties, they filed FCOP No.146 of 2020 on the file of the learned Family Court-cum-V Additional District Judge, Tirupati, for dissolution of marriage. By an order, dated 11.12.2021, the learned Judge allowed the petition as per the terms of the Memorandum of Agreement arrived at, between both the parties before Mediation Center, Tirupati by dissolving the marriage held between the petitioner and respondent held on 18.11.2010. It is further observed that the Memorandum of Agreement shall form part of the decree.

Learned counsel for the petitioners submit that the defacto complainant got married again and living elsewhere.

In view of the aforesaid facts and circumstances, there shall be an interim stay of all further proceedings, including appearance of the

petitioners herein, in C.C.No.1481 of 2022 on the file of the learned IV Additional Junior Civil Judge-cum-Judicial Magistrate of First Class, Tirupati, for a period of eight (8) weeks.

Post after six (6) weeks.”

Sd/- U. SRI DEVI
ASSISTANT REGISTRAR

U.S.D.
SECTION OFFICER

//TRUE COPY//

For ✓

To,

1. The IV Addl. Junior Civil Judge-cum-Judicial First Class Magistrate, Tirupati
2. The S.H.O, Disha Women P.S, Tirupathi
3. Smt Srikrishna AparnaBhat, aged 33 yrs D/o K. Sri Krishna Bhat r/oD.No. 6-8-1132, NGO Colony K.T. Road, Tirupathi- 517607 (by RPAD- along with a copy of petition and memorandum of grounds)
4. One CC to Sri Harish Kumar Rasineni Advocate [OPUC]
5. Two CCs to Public Prosecutor, High Court of AP [OUT]
6. One spare copy

RVK

HIGH COURT

SRK,J

DATED:06/10/2023

POST AFTER SIX (6) WEEKS

NOTICE BEFORE ADMISSION

CRLP.No.7699 of 2023

INTERIM STAY

