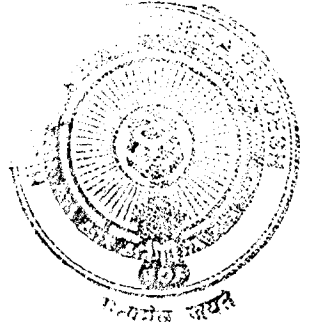


**(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)**

FRIDAY, THE THIRTY FIRST DAY OF DECEMBER
TWO THOUSAND AND TWENTY ONE

:PRESENT:

THE HONOURABLE SRI JUSTICE D RAMESH



WRIT PETITION NO: 31251 OF 2021

Between:

1. C.Nagamani Naidu, S/o.C.Lakshma Naidu, Aged about 51 years, Occ Agriculturist, R/o.Pudi Village, Thottambedu Mandal, Chittoor District.
2. C.Sasikala, W/o.Late K.Harshavardhan, Aged about 26 years, Occ House-wife, R/o. Pudi Village, Thottambedu Mandal, Chittoor District.

...Petitioners

AND

1. The State of Andhra Pradesh, Rep. by it's Principal Secretary(Home) Department, Secretariat Buildings, Velagapudi, Guntur District.
2. The Superintendent of Police, Tirupati Urban, Chittoor District.
3. The SHO, Thottambedu Police Station, Chittoor District.
4. Arohan Rao, Circle Inspector, Thottambedu Police Station, Chittoor District.
5. Raghavender Rao, Sub-Inspector, Thottambedu Police Station, Chittoor District.
6. C.Ramesh Naidu, S/o.C.Ramakrishnama Naidu, R/o.Pudi Village, Thottambedu Mandal, Chittoor District.

...Respondents

WHEREAS the Petitioners above named through their Advocate Sri Nagaraju Naguru 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 appropriate Writ, Order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the Respondents No.3 to 5 illegally calling the petitioners family members to the police station at the behest of 6th respondent registered Crime No.193 of 2021, DT.21-09-2021 under Section 420 IPC detaining them from morning to evening insisting the petitioners to register sale deed in favor of the 6th respondent for the lands in Sy.No.97/4 for an extent of Ac.0.20 Cents and Sy.No.97/5 for an extent of Ac.0.28 Cents total an extent of Ac.0.48 Cents in Pudi Village, Thottambedu Mandal, Chittoor District as arbitrary, illegal against Art.19, 21 & 300-A of the Constitution of India.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri Nagaraju Naguru, Advocate for the Petitioners and GP for Home for Respondent Nos.1 to 3, directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The Principal Secretary(Home) Department, State of Andhra Pradesh, Secretariat Buildings, Velagapudi, Guntur District.
2. The Superintendent of Police, Tirupati Urban, Chittoor District.
3. The SHO, Thottambedu Police Station, Chittoor District.
4. Arohan Rao, Circle Inspector, Thottambedu Police Station, Chittoor District.
5. Raghavender Rao, Sub-Inspector, Thottambedu Police Station, Chittoor District.
6. C.Ramesh Naidu, S/o.C.Ramakrishnama Naidu, R/o.Pudi Village, Thottambedu Mandal, Chittoor District.

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 affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted, within four (04) weeks, 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 writ petition, the High Court may be pleased to direct the Respondents No.3 to 5 not call for the petitioners family members to police station at the behest of 6th respondent without following procedure contemplated under section 41-A Cr.P.C as directed by the IV Addl. District & Sessions Judge, Tirupati in Crl.M.P.No.567 of 2021, Dt:11-10-2021 in Crime No.193 of 2021, pending disposal of WP No.31251 of 2021, on the file of the High Court.

The Court made the following;

ORDER:

"Notice before admission returnable in four (04) weeks.

Petitioners are permitted to take out personal notice on R4 to R6 through RPAD and file proof of service into Registry.

In the meanwhile, the respondents are directed to follow the procedure contemplated under section 41-A Cr.P.C. as against the accused in Cr.No.193/2021 of Thottambedu police station, Chittoor District. The respondent/police are further directed not to call the family members of the accused to the police station without registering any crime against them."

//TRUE COPY//

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

SECTION OFFICER

For

To,

1. The Principal Secretary(Home) Department, State of Andhra Pradesh, Secretariat Buildings, Velagapudi, Guntur District.
2. The Superintendent of Police, Tirupati Urban, Chittoor District.
3. The SHO, Thottambedu Police Station, Chittoor District.
4. Arohan Rao, Circle Inspector, Thottambedu Police Station, Chittoor District.
5. Raghavender Rao, Sub-Inspector, Thottambedu Police Station, Chittoor District.
6. C.Ramesh Naidu, S/o.C.Ramakrishnama Naidu, R/o.Pudi Village, Thottambedu Mandal, Chittoor District.(1 to 6 by RPAD- along with a copy of petition and Affidavit)
7. One CC to Sri. Nagaraju Naguru, Advocate [OPUC]
8. Two CCs to GP for Home, High Court of Andhra Pradesh. [OUT]
9. One spare copy.

MSB

HIGH COURT

DR,J

DATED:31/12/2021

ORDER

NOTICE RETURNABLE IN (04) WEEKS

NOTICE BEFORE ADMISSION

WP.No.31251 of 2021

INTERIM DIRECTION

