

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
FRIDAY, THE TWENTY FOURTH DAY OF OCTOBER

TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA



CRIMINAL PETITION NO: 10973 OF 2025

Between:

1. Kommalapati Hymavathi, W/o Satyanarayana, aged 73 years, R/o Near Ramalayam, Rachapudi Village Prakasam District. (A2)
2. Muddana Venkata Radha, W/o Srinivasa Rao, aged 48 years, R/o H.No. 1-149, Mattigunta Village, Nagulapadu Mandal, Prakasam District. (A3)
3. Muddana Srinivasa Rao, S/o Appa Rao, aged 58 years, R/o H.No. 1-149, Mattigunta Village, Nagulapadu Mandal, Prakasam District. (A4)

...Petitioners/Accused Nos. 2 to 4

AND

1. The State of Andhra Pradesh, Rep.by Sub Inspector of Police, Eluru II Town P.S., Through Public Prosecutor, High Court of Andhra Pradesh at Amaravati. (1st Complainant)
2. Kommalapati Keerthi Priya, (Defacto Complainant) W/o Anjaneyulu, aged 37 years, R/o 22C-10-41, Andhra Bank Road, Badetiyari Street, Power Pet, Eluru.

...Respondents

Petition under Section 528 of BNSS is filed praying that in the circumstances stated in the affidavit filed in support of the Criminal Petition, the High Court may be pleased to quash the proceedings in C.C.No.47 of 2023 on the file of the Hon'ble II Additional Judicial First Class Magistrate, Eluru against the Petitioners/Accused No.2 to 4.

IA NO: 2 OF 2025

Petition under Section 528 of BNSS is filed praying that in the circumstances stated in the affidavit filed in support of the Criminal Petition, the High Court may be pleased to stay all further proceedings including appearance of the Petitioners/ Accused No.2 to 4 before the trial court in C.C. No. 47 of 2023 on the file of the Hon'ble II Additional Judicial First Class Magistrate, Eluru pending disposal of CRLP 10973 of 2025, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of Sri. Venkata Durga Rao Anantha Advocate for the Petitioners, PUBLIC PROSECUTOR for the Respondent No.1 and the Court made the following

ORDER:

Heard the learned counsel for the Petitioners/Accused Nos.2 to 4.

Learned Assistant Public Prosecutor takes notice on behalf of the State.

Considering the submissions, the presence of the Petitioners/Accused Nos.2 to 4 before the Trial court is dispensed with unless their presence is specifically directed by the Trial Court.

Learned counsel for the petitioners is permitted to take out personal notice on respondent No.2 through RPAD/Courier and file proof of the same.

List the matter on 19.12.2025.

//TRUE COPY//

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


SECTION OFFICER

To,

1. The II Additional Judicial First Class Magistrate, Eluru.
2. The Station House Officer, Eluru II Town Police Station, Eluru.

3. Kommalapati Keerthi Priya, (Defacto Complainant) W/o Anjaneyulu, aged 37 years, R/o 22C-10-41, Andhra Bank Road, Badetiyari Street, Power Pet, Eluru. (by RPAD)
4. One CC to Sri. Venkata Durga Rao Anantha Advocate [OPUC]
5. Two CCs to PUBLIC PROSECUTOR, High Court of A.P.[OUT]
6. One spare copy

HIGH COURT

DR.VJP,J

DATED:24/10/2025

LIST THE MATTER ON 19.12.2025.

ORDER

CRLP.No.10973 of 2025

DISPENSED WITH

