

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

**MONDAY, THE TENTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY TWO**

:PRESENT:

THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY

IA No. 2 OF 2022

IN

CRLRC NO: 920 OF 2022

Between:

1. Komaravolu Sai Srinivas, S/o. Seetharama Rao, Hindu, aged 42 years, Unemployee, Presently resident of Flat No.123, Aditya Apartments -28, (wrongly mentioned in DVC as Abhyudaya Apartments), HUDA Complex, 4 Saroornagar, Kothapeta, R.R. Dt. Hyderabad, Telangana.
2. Komaravolu Kamala, W/o. Seetharama Rao, Hindu, aged 70 years, House Wife, R/o.D.No.23/217, Batchupeta, Machilipatnam, Krishna District A.P.
3. Komaravolu Seetharama Rao, S/o. Venkateswara Rao, Hindu, aged 76 years, Retd. Employee, R/o.D.No.23/217, Batchupeta, Machilipatnam, Krishana District.

...Petitioners

AND

1. Komaravolu Gayathri, D/o Jwala Narasimham, W/o. Sai Srinivas, Hindu, aged about 38 years, employee, R/o. D.No.59A-5-18/3, House No.92, 3rd Line, P and T Colony, Near Saibaba Temple, Patamata, Vijayawada
2. State of Andhra Pradesh, Rep. by its Public Prosecutor, High Court of Andhra Pradesh, Amaravati, Guntur District.

...Respondent(s)

Counsel for the Petitioner : Sri CHAVALI RAMANAND

Counsel for the Respondent No.2: THE PUBLIC PROSECUTOR

Petition under Section 482 of Cr.P.C praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to suspend, pending finalization of the main CrI. R.C the orders dt. 11-05-2016 passed in DVC No. 34 of 2016 on the file of I Addl. Chief Metropolitan Magistrate, Vijayawada as confirmed in CrI.A. 151 of 2018 on the file of the Court of Sessions Judge, Mahila Court at Vijayawada Pending disposal of CRLRC No. 920 of 2022, 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). The Court made the following

ORDER:

"In view of the principle laid down in Sangita Saha v. Abhijit Saha (2020 (3) SCC (Cri) 573), wherein the Hon'ble Apex Court observed that when the petitioner

therein was unable to establish any incident of torture or demand of money or physical violence, she is not entitled for any maintenance, this Court is of the opinion that the impugned order needs adjudication.

Hence, there shall be an interim suspension as prayed for, for a period of eight (8) weeks."

//TRUE COPY//

Sd/-B.PRASAD RAO
ASSISTANT REGISTRAR


For ASSISTANT REGISTRAR

To,

1. The Sessions Judge, Mahila Court at Vijayawada.
2. The I Addl. Chief Metropolitan Magistrate, Vijayawada.
3. Komaravolu Gayathri, D/o Jwala Narasimham, W/o. Sai Srinivas, Employee, R/o. D.No.59A-5-18/3, House No.92, 3rd Line, P and T Colony, Near Saibaba Temple, Patamata, Vijayawada(By RPAD)
4. One CC to SRI. CHAVALI RAMANAND Advocate [OPUC]
5. Two CC's to Public Prosecutor, High Court of AP, Amaravati[OUT]
6. **One spare copy**

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HIGH COURT

SRKJ

DATED:10/10/2022

LIST THE MATTER AFTER SIX WEEKS.

ORDER

IA.NO.2 OF 2022
IN
CRLRC.No.920 of 2022

INTERIM SUSPENSION

