

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARA

FRIDAY, THE TWENTY FOURTH DAY OF OCTOBER

TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA

CRIMINAL PETITION NO: 10932 OF 2025



Between:

Maddipati Venkata Durga Prasad @ Prasad, S/o Venkata Ratnam, Hindu, aged about 68 years, R/o D. No. 6-159, China Kondepudi Village, Seethanagaram Mandal, East Godavari District.

Petitioner/Accused 1

AND

1. The State of Andhra Pradesh, Seethanagaram P.S., Rajamahendravaram Urban, Rep. by its Public Prosecutor, High Court of Andhra Pradesh, Nelapadu, Amaravathi.
2. Rudram Raghava Rao, S/o Surya Rao, aged about 62 years, R/o China Kondepudi Village, Seethanagaram Mandal, East Godavari District.

Respondents

Petition under Section 528 of BNSS./482 of Cr.P.C., is filed praying that in the circumstances stated in the grounds filed in support of the Criminal Petition, the High Court may be pleased to quash the proceedings in charge sheet vide C.C. No. 1404/2025, on the file of VII Addl. Judicial First Class Magistrate, Rajamahendravaram in connected with FIR No. 39/2018 against the Petitioner/ Accused No. 1.

IA NO: 2 OF 2025

Petition under Section 528 of BNSS./482 of Cr.P.C., is filed praying that in the circumstances stated in the grounds filed in support of the

Criminal Petition, the High Court may be pleased to stay of all further proceedings in C.C.No. 1404/2025 on the file of the VII Addl. Judicial First Class Magistrate, Rajamahendravaram including personal Appearance of the Petitioner / Accused No. 1.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of Sri. R K ACHARYULU, Advocate for the Petitioner and of PUBLIC PROSECUTOR, for the Respondent No.1;

**The Court made the following ORDER:**

**Heard Sri R.K.Acharyulu, learned counsel for the petitioner.**

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

**Learned counsel for the petitioner would submit that the petitioner herein is the President of Panchayat. Respondent No.2 filed a civil suit i.e., O.S.No.561 of 2005, which was dismissed vide Judgment and Order dated 29.04.2014. Respondent No.2 also preferred W.P.No.4727 of 2017, which was also dismissed by imposing a cost of Rs.25,000/-. Thereafter, as an afterthought, he lodged a false complaint against the petitioner.**

**Considering the submissions, the presence of the Petitioner/Accused No.1 before the Trial court is dispensed with unless his presence is specifically directed by the Trial Court.**

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

**List the matter on 19.12.2025.**

**//TRUE COPY//**

**SD/- M.PRABHAKARA RAO  
DEPUTY REGISTRAR  
SECTION OFFICER**

**To,**

**1. The VII Additional Judicial First Class Magistrate, Rajamahendravaram.**

2. Rudram Raghava Rao, S/o Surya Rao, aged about 62 years, R/o China Kondepudi Village, Seethanagaram Mandal, East Godavari District. (BY RPAD)
3. One CC to Sri. R K ACHARYULU, Advocate [OPUC]
4. Two CCs to PUBLIC PROSECUTOR, High Court of Andhra Pradesh, Amaravati. [OUT]
5. **One spare copy**

**JSS**

**HIGH COURT**

**DR.VJP, J**

**DATED:24/10/2025**

**LIST THE MATTER ON 19.12.2025.**

**ORDER**

**CRLP.No.10932 of 2025**

**DISPENSED WITH**

