

(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD
THURSDAY, THE SIXTH DAY OF JANUARY
TWO THOUSAND AND TWENTY TWO

:PRESENT:
THE HON'BLE SRI JUSTICE K.LAKSHMAN

CRIMINAL PETITION NO: 129 OF 2022

Between:

1. Bellamkonda Shivaji Raju, S/o. late Venkat Raju,
2. Bellamkonda Padmavathi, W/o. Shivaji Raju,
3. Smt. Vanga Aruna W/o. Vanga Siva Kumar,
4. Vanga Shiva Kumar Reddy, S/o. Mahendera Reddy,

Petitioners/Accused 2 to 5

AND

1. The State of Telangana, rep by its Public Prosecutor, High Court of Telangana, Hyderabad.
2. Smt. Kamidi Sadhana Reddy, W/o. Bellamkonda Chaitanya Varma, R/o. H.No. 3-12-117/A2, PS Colony, Ramanthapuram, Uppal, Hyderabad.

Respondents/Defacto Complainant

WHEREAS the Petitioners above named through their Advocate Sri P.V. Ramana, presented this petition under Section 482 of Cr.P.C, praying that in the circumstances stated in the grounds filed therein, the High Court may be pleased to quash the CC. No. 8792 of 2021, registered under Section 498-A, 504 IPC, and Section 3 & 4 of DP Act in Uppal PS, on the file of IX Additional Junior Civil Judge-cum-XXIX Addl. Metropolitan Magistrate Court, Cyberabad, LB Nagar;

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed therein, and upon hearing the arguments of Sri P.V. Ramana, Advocate for the Petitioners, and of the 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. Kamidi Sadhana Reddy, W/o. Bellamkonda Chaitanya Varma, R/o. H.No. 3-12-117/A2, PS Colony, Ramanthapuram, Uppal, Hyderabad.

are directed to show cause on or before 23-02-2022 to which date the case stands posted 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.

I.A. NO.1 OF 2022:

Petition under Section 482 of Cr.P.C., praying that in the circumstances stated in the petition filed therein, the High Court may be pleased to stay all further proceedings in CC. No. 8792 of 2021 on the file of IX Addl. Junior Civil Judge cum XXIX Addl. Metropolitan Magistrate Court, Cyberabad, L.B. Nagar, in the interest of justice, pending disposal of Crl.P. No. 129 of 2022 on the file of the High Court.

The Court made the following:

ORDER:

“Notice to 2nd respondent.

Personal notice is permitted.

List on 23-02-2022.

Perusal of the charge sheet in C.C.No.8792 of 2021, *prima facie* would reveal that there are no allegations much less specific allegations against petitioners herein/ A-2 to A-5. The allegations are general in nature and they are triable issues. Petitioner Nos.1 and 2 are parents, petitioner No.3 is married sister and petitioner No.4 is brother-in-law of husband of 2nd respondent. The disputes between 2nd respondent and her husband are matrimonial disputes.

In view of the same, matter requires examination.

Therefore, the appearance of petitioners herein / A-2 to A-5 only in C.C.No.8792 of 2021, pending on the file of the IX Addl. Junior Civil Judge – CUM – XXIX Addl. Metropolitan Magistrate, Cyberabad at L.B. Nagar, is dispensed with. However, it is made clear that they shall appear before the said Court as and when their presence is required.”

Sd/- P.PADMANABHA REDDY
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The IX Addl. Junior Civil Judge cum XXIX Addl. Metropolitan Magistrate Court, Cyberabad, L.B. Nagar.
2. The Station House Officer, Uppal Police Station, Uppal, Hyderabad.
3. Smt. Kamidi Sadhana Reddy, W/o. Bellamkonda Chaitanya Varma, R/o. H.No. 3-12-117/A2, PS Colony, Ramanthapuram, Uppal, Hyderabad.(by RPAD- along with a copy of petition and memorandum of grounds)
4. Two CCs to the Public Prosecutor, High Court for the State of Telangana, Hyderabad (OUT)

5. One CC to Sri P.V.Ramana, Advocate [OPUC]
6. One spare copy

NOTE: In the cause title of the order in Crl.P. No. 129 of 2022 the cause title corrected as 'Accused No. 2 to 5 and name of father of petitioner No.4 as 'Mahendera Reddy', in place of 'Accused No.1 to 4' and Mahadev Reddy' vide C.O. dated 02-03-2022 in IA. No.2 of 2022 in Crl.P. No. 129 of 2022.

Substitute this amended order in place of the order which was earlier despatched on 07.01.2022.

Sd/- P.PADMANABHA REDDY
ASSISTANT REGISTRAR

HIGH COURT

KL,J

**DATE: 06-01-2022
02-03-2022**

NOTE: POST ON 23-02-2022

AMENDED ORDER

NOTICE BEFORE ADMISSION

CRL.P. NO. 129 OF 2022



**DISPENSING WITH THE APPEARANCE
OF THE PETITIONERS**