

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

:PRESENT:
THE HONOURABLE SRI JUSTICE K.LAKSHMAN
CRIMINAL PETITION NO: 5629 OF 2021

Between:

1. Sh. Muddureddy Bhanuprakash S/o Sh. Muddureddy Krishna Reddy
2. Muddureddy Laxmi Jayamma, W/o. Muddureddy Krishna Reddy
3. Muddureddy Krishna Reddy, S/o Muddureddy Chinnathambu Reddy
4. Sh. Muddureddy Kamalakar, S/o. Muddureddy Krishna Reddy

Petitioners/Accused No.1,2,3,4

AND

1. The State of Telangana, through Station House Officer Jagadhgiri Gutta
Cyberabad District, Rep. by Public Prosecutor, High Court of Telangana at
Hyderabad.

Respondent

2. Sri AmasaSubba Rami Reddy, S/o.Chenga Reddy, Occ. Business, R/o. Flat
No. 401, LxamiNilayam YendramuriGreenery, Gajularamaram, Jagadgirigutta
Respondent/Defacto Complainant

WHEREAS the Petitioners above named through their Advocate Sri Abhishek Dash presented this Petition under Section 482 of Cr.P.C, praying that in the circumstances stated in the grounds filed in the Criminal Petition, the High Court may be pleased to quash the FIR No. 413/2021 dated 24/05/2021 on the file of JagadhgiriGutta Police Station, Cyberabad District against the Accused No. 1, 2, 3 and 4 and consequently Quash the consequential proceedings emanating from FIR No. 413/2021 dated 24/05/2021 registered with Jagadhgiri Gutta Police Station, Cyberabad District against the accused No. 1, 2, 3 and 4;

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri Abhishek Dash Advocate for the Petitioners, 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;

Sri AmasaSubba Rami Reddy, S/o.Chenga Reddy. Occ. Business, R/o. Flat No.
401, LxamiNilayam YendramuriGreenery, Gajularamaram, Jagadgirigutta

are directed to show cause on or before 24.08.2021 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.

IA NO: 2 OF 2021

Petition under Section 482 of Cr.P.C praying that in the circumstances stated in the petition, the High Court may be pleased to Stay all further proceedings including summoning of or attendance by the Petitioner or investigation thereof pursuant to the FIR No.413 of 2021 dated 24/05/2021 on the file of Jagadhgiri Gutta Police Station, Cyberabad District, pending disposal of CRLP No. 5629 of 2021, on the file of the High Court.

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The Court made the following:

ORDER

Notice to 2nd respondent.

Personal notice is permitted.

List on 24.08.2021.

On the complaint lodged by the daughter of the 2nd respondent, wife of the 1st petitioner herein, the Police, Nellore have registered a case in Crime.No.15 of 2014 for the offences under Section 498-A read with 34 of IPC and Sections 3 and 4 of Dowry Prohibition Act, 1965. After completion of investigation, the Police have filed charge sheet and the same was taken on file vide C.C.No.1050 of 2014. After completion of trial, learned V Additional Judicial Magistrate of First Class, Nellore vide judgment dated 02.06.2019 acquitted the petitioners herein.

According to the learned counsel for the petitioners, the 1st petitioner has already initiated divorce proceedings in the Superior Court of Fulton County, State of Georgia, Family Court Division. According to the learned counsel, the wife of the 1st petitioner has received the notice and she has responded to the same. The 2nd respondent, father-in-law of the 1st petitioner herein has lodged a complaint before the Police, Jagathgirigutta, Cyberabad implicating the entire family of the 1st petitioner. According to her, both 1st petitioner and his wife are staying in United States of America (USA). Referring to the contents of the complaint, learned counsel would submit that same lack ingredients of offences alleged against the petitioners herein.

In view of the above, matter requires examination.

Therefore, there shall be stay of all further proceedings including arrest of the petitioners herein in Crime No.413 of 2021, pending on the file of Jagathgirigutta Police Station, Cyberabaed.

//TRUE COPY//

**SD/- B. SATYAVATHI
ASSISTANT REGISTRAR**

SECTION OFFICER

To,

1. The XI Additional Metropolitan Magistrate, Prashanth Nagar, Kukatpally
2. The Station House Officer Jagadhgiri Gutta Police Station, Cyberabad District,
3. Sri AmasaSubba Rami Reddy, S/o.Chenga Reddy. Aged about 75 years, Occ. Business, R/o. Flat No. 401, LxamiNilayam YendramuriGreenery, Gajularamaram, Jagadgirigutta (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 Abhishek Dash Advocate [OPUC]
6. One spare copy

HIGH COURT

KLJ

DATED:22/07/2021

LIST ON 24.08.2021

NOTICE BEFORE ADMISSION

CRLP.No.5629 of 2021

STAY

