

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Writ Petition(Civil) No.324/2003

A. SADGURU PRASAD

Petitioner (s)

VERSUS

STATE OF A.P. &amp; ORS.

Respondent (s)

Date : 02/04/2004 This Petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE  
HON'BLE MR. JUSTICE S.B. SINHA  
HON'BLE MR. JUSTICE S.H. KAPADIA

Amicus CuriaeMr. P P Rao, Sr. Adv.

For Petitioner (s)Mr. S Udaya Kumar Sagar, Adv.  
Ms. Bina Madhavan, Adv.  
Mr. Bikas Kar Gupta, Adv.  
Ms. Pooja Nanekar, Adv.  
for M/s. Lawyers Knit & Co., Advs.For Respondent (s)Mr. Soli J Sorabjee, Attorney General.  
Ms. Sushma Suri,Adv.Mr. T.V. Ratnam,Adv.  
Mr. K Subba Rao, Adv.  
Ms. O S G Prasuna, Adv.UPON hearing counsel the Court made the following  
O R D E R

Learned Attorney General has filed a notification dated 25th March, 2004 published in the Gazette of the Government of Andhra Pradesh. The same is taken on record.

By this notification, in exercise of powers conferred by sub-paragraph (1) of paragraph 5 of the Fifth Schedule to the Constitution of India and sub-section (2) of Section 1 of the Code of Criminal Procedure, 1973 (Central Act 2 of 1974), the Governor of Andhra Pradesh has directed that the entire Code of Criminal Procedure, 1973 as amended shall apply to all the tribal areas in the State retrospectively from 11th March, 2004. The G.O.Ms. No. 33, Law (LA&amp;J.Home (Courts.B) Department, dated the 11th March, 2004, which was published in Part I Extraordinary issue of the Andhra Pradesh Gazette dated 11th March, 2004 has been amended as follows :

## AMENDMENT

"In the said Government Order, in the Notification for the expression "the provisions of Section 167(2)(a), Section 374(2) and (3), Sections 428, 438 and 468 of the Code of Criminal Procedure, 1973" the expression "the Code of Criminal Procedure, 1973" shall be substituted."

In view of the above amendment, we hereby direct that the State Government shall take consequential steps for its enforcement.

This writ petition stands disposed of in the aforesaid terms.

This order shall be communicated to the Registrar of the Andhra Pradesh High Court who shall circulate it to all the subordinate courts in the State for necessary action and also give its

wide publicity through the media.

(D.P. WALIA)  
COURT MASTER

(JANKI BHATIA)  
COURT MASTER