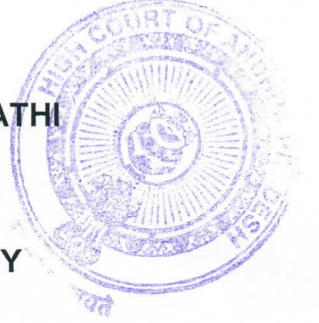


(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI
THURSDAY, THE TWENTY THIRD DAY OF FEBRUARY,
TWO THOUSAND AND TWENTY THREE
:PRESENT:
THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY
CRIMINAL PETITION NO: 1443 OF 2023



Between:

Challabathula Dayavathi, D/o Venkanna, Hindu, Aged 50 years, C/o Isukapatla Nageswara Rao, R/o D.No.14-4-26/A, Maharanipeta, Anthony Nagar, Visakhapatnam, Visakhapatnam District.

...Petitioner/Accused No.2

AND

1. The State of Andhra Pradesh, Rep. by SHO, Kothapeta Police Station, through Public Prosecutor, High Court of Andhra Pradesh, Amaravati.

...Respondent/Complainant

2. Isukapatla Dayamani, W/o Nageswara Rao, Hindu, Aged 50 years, R/o Avidi Village, Kothapeta Mandal, East Godavari District.

...Respondent/Defacto – Complainant

WHEREAS the Petitioner above named through her Advocate Sri A.SYAM SUNDAR REDDY presented this Petition under Section 482 of Cr.P.C is filed praying that in the circumstances stated in memorandum of grounds of Criminal Petition, the High Court may be pleased to call for the records in the impugned C.C.No.548/2019 on the file of Judicial First Class Magistrate Court, Kothapeta and quash the same in so far as the Petitioner/Accused- No.2.

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri A.Syam Sundar Reddy, Advocate for the Petitioner and Public Prosecutor for the 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:

Isukapatla Dayamani, W/o Nageswara Rao, R/o Avidi Village, Kothapeta Mandal, East Godavari District.

are be and hereby directed to show cause within six (6) weeks either appearing in person or through an Advocate, as to why in the circumstances set out in the petition and the grounds filed therewith (copy enclosed) this CRLP should not be admitted.

IA NO: 1 OF 2023

Petition under Section 482 of Cr.P.C is filed praying that in the circumstances stated in memorandum of grounds of criminal petition, the High Court may be pleased to stay all further proceedings in C.C.No.548 /2019 on the file of Judicial First Class Magistrate Court, Kothapeta including the appearance of the Petitioner/Accused No.2, pending disposal of CRLP No.1443 of 2023, on the file of the High Court.

The Court made the following:
ORDER:

"Learned Assistant Public Prosecutor takes notice for respondent No.1 and seeks time to get instructions in the matter.

Issue notice to respondent No.2.

Learned counsel for the petitioner is permitted to take out personal notice to respondent No.2 by RPAD and file proof of service in the Registry within a period of three (3) weeks.

In the meanwhile, there shall be interim stay of all further proceedings including appearance of the petitioner herein/A-2 only in CC No.548 of 2019 on the file of the learned Judicial Magistrate of First Class, Kothapeta, for a period of eight (8) weeks.

List the matter after six (6) weeks."

//TRUE COPY//

Sd/- M. SRINIVAS
ASSISTANT REGISTRAR

Ft SECTION OFFICER

To,

1. The Judicial First Class Magistrate Court, Kothapeta
2. Isukapatla Dayamani, W/o Nageswara Rao, R/o Avidi Village, Kothapeta Mandal, East Godavari District. (by RPAD- along with a copy of petition and memorandum of grounds)
3. One CC to Sri. A.Syam Sundar Reddy, Advocate [OPUC]
4. Two CCs to Public Prosecutor, High Court of Andhra Pradesh [OUT]
5. One spare copy

MM



HIGH COURT

SRKJ

DATED:23/02/2023

NOTE: LIST THE MATTER AFTER SIX (6) WEEKS

NOTICE BEFORE ADMISSION

CRLP.No.1443 of 2023

INTERIM STAY

