

[3327]

**(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH :: AMARAVATI**

THURSDAY, THE TWENTY THIRD DAY OF FEBRUARY
TWO THOUSAND AND TWENTY THREE

: PRESENT:

**THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY
CRIMINAL PETITION NO: 1450 OF 2023**

Between:

1. Ambarapu Ajarath Bee @ Hajarathamma, W/o Ambarapu Peeraiah Aged about 53 years, Occ. Cultivation, R/o 3/199, 13 C Colony, Gaddamvaripalle. Mydukur, YSR Kadapa District.
2. Ambarapu Peeraiah @ Father of Mastanaiah, S/o Ambarapu Babu Saheb. Aged about 69 Years, Occ. Cultivation R/o 3/199, B C Colony, Gaddamvaripalle, Mydukur, YSR Kadapa District.
3. Karimunni, D/o Ambarapu Peeraiah, Aged about 35 Years, Occ. Housewife, R/o Flat No. S-2, Shivangi Apartment, Sasmollem, Baina, Vascodagama, Goa.
4. Nayab, S/o Kodidela Hussain Aged about 37 Years, Occ. Electrician, R/o Flat No. S-2, Shivangi Apartment, Sasmollem, Baina, Vascodagama Goa.
5. Kodidela Hussainaiah, S/o Kodidela Naganna Aged about 69 Years, Occ. Retd. Employee R/o 19/ 123, Jockpalam Street, Proddatur, YSR Kadapa District.
6. Kareemulla, S/o Peeru Saheb Ambaarapu, Aged about 39 Years, Occ. Private employee, H.No . 3-11-32 , RTC Colony, LB Nagar, Ranga Reddy District, Telangana.

Petitioner/Accused No.2 to 7

AND

1. The State of Andhra Pradesh, Through S.H.O Kadiri Urban PS Represented by P P High Court of Andhra Pradesh, Amaravathi.
2. Salma Umma, W/o Ambarapu Mastanaiah, Aged about 35 years, Religion. Muslim, D/ No. 10/512-11, Proddatur Town, YSR Kadapa District, A.P

Complainant/Respondents

WHEREAS the Petitioner above named through their Advocate SRI V NITESH presented this Petition under Section 482 of Cr.P.C, praying that in the circumstances stated in the grounds filed in support of the Criminal Petition, the High Court may be pleased to call for the records relating to and in connection with vide, the First Information Report No. 22 of 2023 on the file of Proddatur II town Police Station, YSR Kadapa District registered under sections 498 A. 307, 506 r/w 34 IPC, Sections 3, 4 DP Act, consequently quash the same against the petitioners/Accused No.2 to 7

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri V NITESH Advocate for the Petitioner, and of 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:

Salma Umma, W/o Ambarapu Mastanaih, Aged about 35 years, Religion. Muslim, D/ No. 10/512-11, Proddatur Town, YSR Kadapa District, A.P

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

IA NO: 1 OF 2023

Petition under Section 482 of Cr.P.C praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to grant Stay of all further proceedings in the First Information Report vide Cr. No 22 of 2023 on the file of Proddatur II town Police Station, YSR Kadapa District against the Petitioners/Accused No.2 to 7 for the offences under sections 498A, 307, 506 r/w 34 IPC, Sections 3,4 DP Act including arrest of the petitioners, pending disposal of CRLP No.1450 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 petitioners 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, the police concerned are directed to follow the procedure as contemplated under Section 41A of Cr.P.C. scrupulously, as per the guidelines enunciated in Arnesh Kumar v. State of Bihar, (2014) 8 SCC 273.

List the matter after six (6) weeks."

//TRUE COPY//

**Sd/- K. KASIRAO ACHARI
ASSISTANT REGISTRAR**

To,

SECTION OFFICER

1. The Station House Officer, Proddatur II town Police Station, YSR Kadapa District
2. Salma Umma, W/o Ambarapu Mastanaih, Aged about 35 years, Religion: Muslim, D/ No. 10/512-11, Proddatur Town, YSR Kadapa District, A.P (by RPAD- along with a copy of petition and memorandum of grounds)
3. One CC to SRI V NITESH Advocate [OPUC]
4. Two CCs to PUBLIC PROSECUTOR, High Court of AP [OUT]
5. One spare copy



HIGH COURT

SRKJ

DATED:23/02/2023

LIST AFTER SIX WEEKS

NOTICE BEFORE ADMISSION

CRLP.No.1450 of 2023

