

[3327]

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

TUESDAY, THE TWENTY EIGHTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY THREE

:PRESENT:

**THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY
CRIMINAL PETITION NO: 1552 OF 2023**



Between:

1. Galla Tirupathi Venkaiah, S/o Venkata Krishnaiah, Agriculturist, Aged 58 years, Resident of Pesarlanka Village, Kolluru Mandal, Bapatla District, AP.
2. Lella Venkata Ramanamma @ Ramana W/o. Galla Tirupathi Venkaiah, aged 54 years, Teacher, Resident of Pesarlanka Village, Kolluru Mandal, Bapatla District, AP.
3. Lella Hanumantha Rao, S/o late Venkatappaiah, aged 78 years, Resident of Bhimanavaripalem, Bapatla, Bapatla District, AP

Petitioners/Accused Nos. A1, A5, A6

AND

1. The State Of Andhra Pradesh, Rep. by. S.H.O, Tenali 1 Town Police Station, Through Public Prosecutor, High Court of A.P.
2. Sri Gunda Pitchaiah, S/o Nagabhushanam, Aged 57 years, R/o Door No. 21-9-4, Bhagavathulavari Street, Ramalingeswarapeta, Tenali, Guntur District, AP.

Respondents/Complainant

WHEREAS the Petitioner/Accused above named through their Advocate Sri A Radhakrishna presented this Petition under Section 482 of Cr.P.C, praying that in the circumstances stated in the memorandum of grounds filed in support of the Criminal Petition, the High Court may be pleased to declare Consequently, to declare the Registration of FIR in Cr. No. 14 of 2023 dated 24-1-2023 u/s 420, 506 IPC 156 (3) Cr.P.C registered by the Inspector of Police, Tenali I Town Police Station, Tenali, Guntur District against the petitioners showing them as Accused Nos 1, 5 and 6 is illegal and quash the same.

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri A Radhakrishna Advocate for the Petitioners, Assistant 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:

Sri Gunda Pitchaiah, S/o Nagabhushanam, Aged 57 years, R/o Door No. 21-9-4, Bhagavathulavari Street, Ramalingeswarapeta, Tenali, Guntur District, AP.

are be and hereby 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 memorandum of grounds filed therewith(copy enclosed) this CRIMINAL PETITION should not be admitted within six (6)weeks.

IA NO: 1 OF 2023

Petition under Section 482 of Cr.P.C, praying that in the circumstances stated in the memorandum of grounds filed in support of the petition, the High Court may be pleased to stay all herein further proceedings including arrest of the petitioners herein in Cr. No. 14 of 2023 dated 24-1-2023 u/s 420, 506 IPC 156 (3) Cr.P.C, on the file of Tenali I Town Police Station, Tenali, Guntur District, pending disposal of CRLP No. 1552 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 conduct investigation without taking any coercive steps against the petitioners herein, for a period of eight (8) weeks.-

List the matter after six (6) weeks.”

Sd/- S. SRINIVASA PRASAD
ASSISTANT REGISTRAR

//TRUE COPY//

For /

SECTION OFFICER

To,

1. S.H.O, Tenali 1 Town Police Station, Tenali, Guntur District
2. Sri Gunda Pitchaiah, S/o Nagabhushanam, Aged 57 years, R/o Door No. 21-9-4, Bhagavathulavari Street, Ramalingeswarapeta, Tenali, Guntur District, AP. (by RPAD- along with a copy of petition and memorandum of grounds)
3. One CC to Sri A Radhakrishna Advocate [OPUC]
4. Two CCs to Public Prosecutor, High Court of AP [OUT]
5. One spare copy

RVK

HIGH COURT

SRK,J

DATED:28/02/2023

LIST THE MATTER AFTER SIX (6) WEEKS

NOTICE BEFORE ADMISSION

CRLP.No.1552 of 2023

DIRECTION

