

[3311]

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI
FRIDAY, THE EIGHTEENTH DAY OF AUGUST
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY
CRIMINAL PETITION NO: 2647 OF 2023 & WP NO: 8464 OF 2023



CRIMINAL PETITION NO: 2647 OF 2023:

Between:

1. Rajiv Ratanlal Tulshyan, C-4101, Lodha Bellissimo, NM Joshi Marg, Mahalaxmi Mumbai-400011, Maharashtra
2. Puja Rajiv Tulshyan, C-4101, Lodha Bellissimo, NM Joshi Marg, Mahalaxmi, Mumbai-400011, Maharashtra
3. Lalithadevi Rathanlal Tulshyan, C-4101, Lodha Bellissimo, Nm Joshi Marg, Mahalaxmi, Mumbai-400011, Maharashtra
4. Girish Joshi Treveni Bhawan, Ward No 08, Behind Chirawa College Chirawa Jhunjhunu Rajasthan 333026

...Petitioners

AND

1. The State of Andhra Pradesh, rep. Public Prosecutor, High Court of Andhra Pradesh at Amaravathi, Nelapadu, Guntur District
2. The Station House Officer, Chillakallu Police Station, NTR Commissionarate, Vijayawada, Krishna District.
3. Medisetty Venkata Ramana, Erstwhile Promoter of M/s Spads Textiles Ltd. S/o Venkata Rattaiah, Age. 38 years, Occ. Business, R/o. 741449, Yanamalakuduru, Lockula, Vijayawada, Andhra Pradesh

...Respondents

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 quash FIR bearing No. 160/2023 dated 27.03.2023, registered at Chillakallu P.S., NTR District, Andhra Pradesh against the Petitioners.

IA NO: 2 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 grant stay of all further proceedings including the arrest, appearance of the Petitioner in FIR bearing No. 160/2023 dated 27.03.2023, registered at Chillakallu P.S., NTR District, Andhra Pradesh, Pending disposal of CRLP 2647 of 2023, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the orders of the High Court dated 12.04.2023, 13.04.2023, 05.05.2023 & 16.06.2023 made in IA.No.2 of 2023 and upon hearing the arguments of Sri Akhil Krishnan, Advocate for the Petitioner and Public Prosecutor for the Respondent No.1, Ms. Ishwarya Nagula, learned counsel for the Respondent No.3.

WRIT PETITION NO: 8464 OF 2023:

Between:

1. ASHISH THULASHYAN, S/O. PAWAN. AGE. 42 YEARS 16/19 BHAWANI NAGAR, MAROL MAROSHI ROAD, ANDHERI EAST, MUMBAI- 400059, MAHARASHTRA
2. VINAY KIMANI, S/O. RAMESH. AGE. 43 YEARS 604, GOVIND KUNJ, OPP SARAF COLLEGE, S V ROAD, MALAD WEST, MUMBAI- 400064
3. RAHUL KUMAR, S/O. DHANESH KUMAR. AGE. 31 YEARS C/O SURESH SWAMI, NEAR PATODIYA TRANSPORT COMPANY JHUNJHUNU- 333001, RAJASTHAN

PETITIONERS

AND

1. THE STATE OF AP, REP. BY SECRETARY, HOME DEPARTMENT, SECRETARIAT, VELAGAPUDI ANDHRA PRADESH.
2. THE COMMISSIONER OF POLICE, VIJAYAWADA CITY, OFFICE OF POLICE COMMISSIONERATE, NTR, VIJAYAWADA, ANDHRA PRADESH
3. THE CIRCLE INSPECTOR, JAGAYYAPETA POLICE STATION, JAGAYYAPETA, ANDHRA PRADESH
4. MEDISETTY VENKATA RAMANA, ERSTWHILE PROMOTER OF M/S SPADS TEXTILES LTD. (IN LIQUIDATION) S/O. VENKATA RATTIAH AGE. 38, OCC. BUSINESS, R/O. 74-14-49, YANAMALAKUDURU LOCKULA, VIJAYAWADA, ANDHRA PRADESH

RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a Writ, Order or Direction more in the nature of Writ of Mandamus or any other appropriate writ to the Respondent Authorities to quash FIR bearing No. 160/2023 dated 27.03.2023, registered at Chillakallu P.S., NTR District, Andhra Pradesh against the Petitioners

IA NO: 2 OF 2023

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the WRIT petition, the High Court may be pleased to Stay all further proceedings in FIR bearing No. 160/2023 dated 27.03.2023 registered at Chillakallu P.S., NTR District, Andhra Pradesh, pending disposal of WP No. 8464 of 2023, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the earlier orders of the High Court dated 04.04.2023, 02.05.2023 & 16.06.2023 made herein and upon hearing the arguments of Sri. Venkat Challa , Advocate for the Petitioners and of Government Pleader for Home for the Respondent Nos. 1to 3, the Court made the following

ORDER

"Interim order granted earlier is extended for a period of six (6) weeks.

Post the matter after four (4) weeks."

//TRUE COPY//

Sd/- A. VIJAY BABU
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. One CC to Sri. Akhil Krishnan, Advocate [OPUC]
2. One CC to Ms. Ishwarya Nagula, Advocate [OPUC]
3. One CC to SRI. VENKAT CHALLA Advocate [OPUC]
4. Two CCs to GP FOR HOME ,High Court Of Andhra Pradesh. [OUT]
5. Two CCs to Public Prosecutor, High Court of AP [OUT]
6. One spare copy

KJ

HIGH COURT

SRKJ

DATED:18/08/2023

POST THE MATTER AFTER FOUR (4) WEEKS

ORDER

CRIMINAL PETITION NO: 2647 OF 2023
&
WP NO: 8464 OF 2023

EXTENSION OF EARLIER INTERIM ORDER

