

(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
TUESDAY, THE EIGHTH DAY OF AUGUST
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY
CRIMINAL PETITION NO: 5742 OF 2023



Between:

1. Korukonda Chandra Sekhar, S/o.Krishna Murthy, aged about 74 years, R/o.D.No.22-6-23/A, Near Vivekanandha School, Changalrao pet, Vishakapatnam-530 001.
2. Korukonda Papa, W/o.Chandra Sekhar, aged about 70 years, R/o. D.No.22-6-23/A, Vivekanandha School, Changalrao pet, VTC., Vishakapatnam-530 001.
3. Adapa Indira, W/o.Naga Srinu, aged about 40 years, R/o.Nellam vari Street, Near Kamma Ramalayam, VTC, Duvva, Tanuku Mandal, West Godavari District.

Petitioners/Accused 2 to 4

AND

1. The State Of Andhra Pradesh, Rep by its Public Prosecutor High Court Buildings, at Velagapudi, Amaravathi, Guntur District.

Respondent/Respondent

2. Koukonda Pushpa Kumari, W/o.Prasada Rao, aged about 40 years, R/o.Kotha Sai Bab Temple area, Relangi Village, Iragavaram Mandal, West Godavari District.

Respondent/Defacto Complainant

WHEREAS the Petitioners/Accused above named through their Advocate Sri Sai Gangadhar Chamarty 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 call for the entire record of C.C.No. 66 of 2022 on the file of the Court of the Honourable Addl. Judl. First Class Magistrate cum First Addl. Junior Civil Judge at Tanuku, West Godavari District for the offences under Sec.498-A IPC and Sec. 3 and 4 of D.P.Act and quash the same as abuse of process of law against the petitioners/ Accused Nos. 2 to 4 herein

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri Sai Gangadhar Chamarty Advocate for the Petitioner, Assistant Public Prosecutor for 1st Respondent, 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:

Koukonda Pushpa Kumari, W/o.Prasada Rao, aged about 40 years, R/o.Kotha Sai Bab Temple area, Relangi Village, Iragavaram Mandal, West Godavari District.

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 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 grant to stay of all further proceedings including appearance of the petitioners/Accused Nos. 2 to 4 in C.C.No. 66 of 2022 on the file of the Court of the Addl. Judl. First Class Magistrate cum First Addl. Junior Civil Judge at Tanuku, West Godavari District, pending disposal of CRLP No. 5742 of 2023, on the file of the High Court.

The Court made the following order :

"Learned Assistant Public Prosecutor takes notice on behalf of 1st Respondent and seeks time to get instructions.

Issue notice to Respondent No.2.

Learned counsel for the petitioners is permitted to take out personal notice to Respondent No.2 by Registered Post with Acknowledgment Due and file proof of service in the Registry within a period of three (3) weeks.

Presence of petitioners i.e. A2 to A4 before the trial Court is dispensed with, except on those dates when the learned Magistrate feels that the presence of petitioners i.e. A2 to A4 is necessary.

Post after six (6) weeks."

**SD/-M.PRABHAKAR RAO
ASSISTANT REGISTRAR**

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. The Addl. Judl. First Class Magistrate cum First Addl. Junior Civil Judge at Tanuku, West Godavari District
2. The S.H.O, Iragavaram Police Station, West Godavari District
3. Koukonda Pushpa Kumari, W/o Prasada Rao, aged about 40 years, R/o.Kotha Sai Bab Temple area, Relangi Village, Iragavaram Mandal, West Godavari District. (by RPAD along with a copy of petition and memorandum of grounds)
4. One CC to Sri Sai Gangadhar Chamarty Advocate [OPUC]
5. Two CCs to Public Prosecutor, High Court of AP [OUT]
6. One spare copy

HIGH COURT

SRKJ

DATED:08/08/2023

POST AFTER SIX (6) WEEKS

NOTICE BEFORE ADMISSION

CRLP.No.5742 of 2023

DIRECTION

