

[3327]

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

THURSDAY, THE SECOND DAY OF FEBRUARY

TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY

CRIMINAL PETITION NO: 849 OF 2023

Between:

Penumaru Sreenivasulu Reddy, S/o. Vengal Reddy, Hindu, Aged about 42 years,
R/o. D.No.7/528-2, NGOs Colony, Chinnachowk, Kadapa District.

Petitioner/Defacto Complainant

AND

1. The State of Andhra Pradesh, through S.H.O, 1 Town Police Station, Kadapa District, Rep., by Public Prosecutor, High Court of Andhra Pradesh, Amaravathi.
2. Shaik Sulthan Baba, S/o. Suleman Baba, Muslim, Aged about 38 years, R/o. D.No.3/99, Sivalingampillai Street, Nagarajupet, Kadapa District.
3. Yaduguri Gopal Reddy, S/o. Y. Chowda Reddy, Hindu, Aged about 50 years, R/o. D.No.1/290-3-3, Maruthi Nagar, Kadapa District.

...Accused Nos. 1 to 3

4. Yaduguri Aruna, W/o. Y. Gopal Reddy, Hindu, Aged about 40 years, R/o. D.No.1/390-3-3, Maruthi Nagar, Kadapa District.

Respondents

WHEREAS the Petitioner above named through his Advocate Sri NARASIMHA RAO GUDISEVA presented this Petition under Section 482 of Cr.P.C, praying that in the circumstances stated in the affidavit filed in support of the Criminal Petition, the High Court may be pleased to Quash the Order dated 02-12-2022 in CrI.M.P.No.2976 of 2022 in C.C.No.79 of 2017 on the file of the Court of the Special Judicial Magistrate of I Class for Prohibition and Excise Offences, Kadapa, consequently permit the Petitioner/Defacto Complainant to compound the offences punishable under sections 406, 418 and 420 of Indian Penal Code, 1860.

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri NARASIMHA RAO GUDISEVA Advocate for the Petitioner and of Public Prosecutor for Respondent No.1 directed issue of notice to the Respondent Nos. 2 to 4, herein to show cause as to why this CRIMINAL PETITION should not be admitted.

You viz:

1. Shaik Sulthan Baba, S/o. Suleman Baba, Muslim, R/o. D.No.3/99, Sivalingampillai Street, Nagarajupet, Kadapa District.
2. YaduguriGopal Reddy, S/o. Y.Chowda Reddy, R/o. D.No.1/290-3-3, Maruthi Nagar, Kadapa District.
3. YaduguriAruna, W/o. Y.Gopal Reddy, R/o. D.No.1/390-3-3, Maruthi Nagar, Kadapa 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 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 stay of all further proceedings in C.C.No.79 of 2017 on the file of the Court of the Special Judicial Magistrate of I Class for Prohibition and Excise Offences, Kadapa ~~and pass~~, pending disposal of CRLP No. 849 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 respondents 2 to 4.

Learned counsel for the petitioner is permitted to take out personal notice to respondents 2 to 4 by RPAD and file proof of service in the Registry within a period of three (3) weeks.

There shall be interim stay of all further proceedings in CC No.79 of 2017 on the file of the learned Special Judicial Magistrate of First Class for Prohibition and Excise Offences, Kadapa, for a period of eight (8) weeks.

List the matter after six (6) weeks. ”

//TRUE COPY//

To,

1. The Special Judicial Magistrate of First Class for Prohibition and Excise Offences, Kadapa .

**SD/- K.J. RAJA BABU
ASSISTANT REGISTRAR**

KB

For

SECTION OFFICER

2. The S.H.O,1 Town Police Station, Kadapa District.(1 & 2 by RPAD)
3. Shaik Sulthan Baba, S/o. Suleman Baba, Muslim, R/o. D.No.3/99, Sivalingampillai Street, Nagarajupet,Kadapa District.
4. Yaduguri Gopal Reddy, S/o. Y.Chowda Reddy, R/o. D.No.1/290-3-3, Maruthi Nagar, Kadapa District.
5. Yaduguri Aruna, W/o. Y.Gopal Reddy, R/o. D.No.1/390-3-3, Maruthi Nagar, Kadapa District.(Addresses No.3 to 5 by RPAD- along with a copy of petition and memorandum of grounds)
6. One CC to SRI. NARASIMHA RAO GUDISEVA Advocate [OPUC]
7. Two CCs to PUBLIC PROSECUTOR, High Court of A.P[OUT]
8. One spare copy.

psk

HIGH COURT

SRKJ

DATED:02/02/2023

POST AFTER SIX WEEKS

NOTICE BEFORE ADMISSION

CRLP.No.849 of 2023

INTERIM STAY

