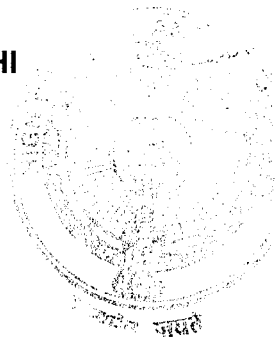


**IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI
MONDAY, THE SIXTH DAY OF FEBRUARY,
TWO THOUSAND AND TWENTY THREE**

:PRESENT:

**THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY
CRIMINAL PETITION NO: 933 OF 2023**



Between:

1. Poshadapu Nagaraju @ Nagaraju, S/o. Sambhasiva Rao, Aged 25 years, Caste.Telaga, R/o Patel Nagar, 1st line, Bapatla Town (Accused No.4)
2. Gandikota Trinadh, S/o Sambhasiva Rao, Aged 21 years, / Caste Uppara, R/o Jillalamudi Village, Bapatla Mandal, Now at SNP Agraharam, 14th Line, Bapatla Town (Accused No.7)

...Petitioners/Accused No.4 and 7

AND

1. The State of Andhra Pradesh, Rep by its Public Prosecutor, High Court of AP Through the Sub - Divisional Police Officer, Bapatla, Guntur Rural District

...Respondent No.1

2. Kolati Rahelu, W/o. Bhanu, Aged 43 years, Hindu, Caste.Mala, 11th Ward, Devudimanyam, Bapatla Town.

...Complainant/Respondent No.2

Petition under Sections 482 & 483 of Cr.P.C is filed praying that in the circumstances stated in memorandum of grounds of Criminal Petition, the High Court may be pleased to quash Spl.S.C.No.62 of 2020 on the file of the Court of IV Additional District and Sessions Judge - cum - S.C. and S.T. Court, Guntur against the petitioners - accused Nos.4 & 7.

IA NO: 1 OF 2023

Petition under Section 482 of Cr.P.C is filed praying that in the circumstances stated in memorandum of grounds of criminal petition, the High Court may be pleased to stay all further proceedings in Spl.S.C.No.62 of 2020 on the file of the Court of IV Additional District and Sessions Judge - cum - S.C. and S.T. Court, Guntur against the petitioners - accused Nos.4 & 7, pending disposal of CRLP.No.933 of 2023, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and memorandum of grounds of criminal petition and upon hearing the arguments of M/s M.V.Ramana Kumari, Advocate for the Petitioners and Public Prosecutor for the Respondent No.1, the Court made the following;

ORDER:

“Learned Assistant Public Prosecutor takes notice to 1st Respondent and seeks time to get instructions.

Learned counsel for the petitioners is permitted to take out personal notice to the 2nd Respondent by Registered Post with Acknowledgment Due and file proof of service within a period of three (3) weeks.

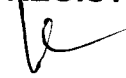
The petitioners have been implicated basing on the confessional statements of A1 to A3 and except the said confessional statements there is no other material to connect the petitioners herein to the crime. A perusal of Section 161 Cr.P.C. statements of LWs 1 to 6 goes to show that absolutely there is no reference with respect to the presence of petitioners at the scene of offence.

In the above circumstances, there shall be interim stay of all further proceedings in Spl.S.C.No.62 of 2020 in respect of the petitioners herein/A4 and A7 on the file of the learned IV Additional District and Sessions Judge-cum-Special Court for trial of offences under the SCs & the STs (PoA) Act, Guntur, for a period of eight (8) weeks.

Post the matter after six (6) weeks."

//TRUE COPY//

SD/- B.CHITTI JOSEPH
ASSISTANT REGISTRAR



For ASSISTANT REGISTRAR

To,

1. The IV Additional District and Sessions Judge - cum - S.C. and S.T. Court, Guntur
2. Kolati Rahelu, W/o. Bhanu, 11th Ward, Devudimanyam, Bapatla Town. (by RPAD)
3. One CC to M/s M.V.Ramana Kumari, Advocate [OPUC]
4. Two CCs to Public Prosecutor, High Court of Andhra Pradesh [OUT]
5. One spare copy

MM

HIGH COURT

SRKJ

DATED:06/02/2023

NOTE: POST THE MATTER AFTER SIX (6) WEEKS

ORDER

CRLP.No.933 of 2023

INTERIM STAY

