

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
 MONDAY, THE NINETEENTH DAY OF APRIL,
 TWO THOUSAND AND TWENTY ONE

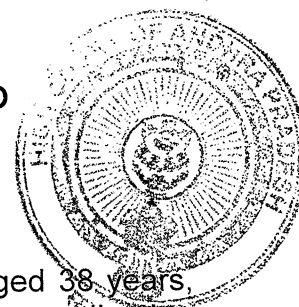
: PRESENT:

THE HONOURABLE SRI JUSTICE R RAGHUNANDAN RAO

IA No. 1 OF 2021

IN

CRLP NO: 2414 OF 2021



Between:

1. Malik Mazhar Ktialeel Khan, S/o: Habibullah Malik Ahmed Khan, aged 38 years, Working as Delivery Manager in Kaustubh Tech Corporation, 45 Graywardine Ln, Ajax, ON L1Z OR9, R/o: 70 Haynes, Ave, North York, ON M3J OC1, Canada and Permanent R/o: Flat No: 501, A-1 Block, Green City Homes, Vadlapudi, Visakhapatnam-46.
 2. Mehzabeen Malik, D/o: Habibullah Malik Ahmed Khan, aged 35 years, Occ: Student, R/o: 70 Haynes, Ave, North York, ON M3J OC1, Canada and Permanent R/o: Flat No: 501, A-1 Block, Green City Homes, Vadlapudi, Visakhapatnam-46.
- Both the Petitioners are represented by their GPA holder, Habibullah Malik Ahmed Khan, S/o: Mohd. Habeebullah Khan, Aged 72 years, R/o: Flat No: 501, A-1 Block, Green City Homes, Vadlapudi, Visakhapatnam-46.

...Petitioners/ Petitioners

AND

1. The State of Andhra Pradesh, through SHO, Duvvada PS, Visakhapatnam City, Rep. by Public Prosecutor, High Court of Andhra Pradesh at Amaravati.
2. Nafisa Begum, W/o: Mazhar Khan, aged 35 years, R/o: Flat No: 504, NAR Residency, Sujathanagar, Visakhapatnam City and also Resident of #34, KKR Enclave, 10th Cross, Munnekolala Manjunatha Layout, Marathahalli, Bangalore, Karnataka State. 560 068

...Respondents/ Respondents

Counsel for the Petitioners: SRI V JITHENDRA RAO

Counsel for the Respondent No.1: PUBLIC PROSECUTOR

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 grant stay of all further proceedings including arrest and appearance of the petitioners i.e. A-1 & A-4 in FIR No: 712/2020 of Duvvada PS, Visakhapatnam City, pending disposal of Criminal Petition No. 2414 of 2021, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order. (The receipt of this order will be deemed to be the receipt of notice in the case). The Court made the following

ORDER

"The petitioners are accused No.1 and 4 in Crime No. 712 of 2020 in Duvvada police station, under Sections 420, 498-A IPC, Sections 3 and 4 of Dowry Prohibition Act.



It is the contention of Sri Naguru Nagaraju, learned counsel for the petitioners, that there are no allegations against the petitioners under Sections 420, 498-A IPC or Sections 3 and 4 of Dowry Prohibition Act as there is no demand for dowry.

Prima facie, it does appear that there is merit in the contentions of the learned counsel for the petitioners. However, it would not be appropriate to stop further investigation as an early completion of the investigation is always better for both sides.

In the circumstances, the investigation in Crime No.712 of 2020 may go on. However, in view of the submissions of the learned counsel for the petitioners, no coercive steps shall be taken against the petitioners including arrest.

Petitioners shall also take out personal notice to respondent No.2 by RPAD and file proof of service by the next date of hearing.

Post on 16.06.2021."


SD/- CHITTI JOSEPH
ASSISTANT REGISTRAR

SECTION OFFICER

//TRUE COPY//

To,

1. The Station House Officer, Duvvada PS, Visakhapatnam City.
2. Nafisa Begum, W/o:Mazhar Khan, aged 35 years, R/o:Flat No:504, NAR Residency, Sujathanagar, Visakhapatnam City and also Resident of #34, KKR Enclave, 10th Cross, Munnekolala Manjunatha Layout, Marathahalli, Bangalore, Karnataka State. 560 068 (By RPAD)
3. One CC to Sri V Jithendra Rao, Advocate [OPUC]
4. Two CCs to Public Prosecutor, High Court of Andhra Pradesh. [OUT]
5. One spare copy

SP

HIGH COURT

RRRJ

DATED: 19/04/2021

POST ON 16.06.2021.

ORDER

**IA No. 1 OF 2021
IN
CRLP NO: 2414 OF 2021**

DIRECTION

