

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

THURSDAY ,THE TWENTIETH DAY OF OCTOBER
TWO THOUSAND AND TWENTY TWO

:PRESENT:

THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY

I.A. NO. 2 OF 2017 IN CRL. P.No. 12726 of 2017 ,

CRLP No. 2030 of 2019,

I.A. No.2 of 2019 in Crl.P. No 2508

&

I.A No. 1/2019 in Crl.P. No. 5515 of 2019



Crl.p. No. 12726 of 2017

Between:

Somarouthu Murali Krishna, S/o. Late S.Chinna Basavaiah, Occ:Private
Employment, R/o. No. 10-301, Tula Rosa Pass, Austin, Texas, USA 787262464

Petitioner/A1

AND

1. The State of Andhra Pradesh, through the Public Prosecutor of High Court at Hyderabad.

..Respondent/Complainant.

2. Kanchi Ammaji, W/o. K.Veerababu, Occ:Household, R/o. No.10-2-22, Second Lane, Sambasivapetaa, Guntur Town, Guntur District.

Respondent/ De-facto Complainant

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 charge sheet, so far as it relates to the petitioner herein, field in Crime No. 387/2014 of Kothapeta Police Station, in Guntur Town of Guntur District relating to CC No. 2/2017 on the file of the court of Principal Junior Civil Judge of Guntur District at Guntur, a designated court for trial of cases under the Andhra Pradesh Land Grabbing (Prohibition) Act 1988.

I.A. NO. 2 OF 2017(Crl.M.P. No. 14109/2017)

Petition under Section 482 of Cr.P.C. praying that the High Court may be pleased to stay all further proceedings, so far as they relate to the petitioner herein, in CC.No. 2/2017 on the file of the Court of Principal Junior Civil Judge of Guntur District at Guntur, a designated Court for trial of cases under the Andhra Pradesh Land Grabbing (Prohibition) Act, 1988, pending disposal of Crl.P.No. 12726/2017 on the file of the High Court.

The Petition coming on for hearing upon perusing the petition and grounds filed herein and the orders of the High Court dated. 12-09-2019, 18-12-2019, 28-01-2020, 19-02-2020, 17-03-2020, 05.10.2020, 22.12.2021, 24.06.2022, 12.07.2022, 22.07.2022, 04.08.2022, 23.08.2022, 01.09.2022, 08.09.2022 & 15.09.2022 made herein and upon hearing the arguments of M/s. S.Anvesha, Advocate for the Petitioner, the Public Prosecutor for the Respondent No.1 and of Sri K.B. Ramanna Dora, Advocate for the Respondent No.2.

CRL.P.No. 2030 of 2019

Between:

Somarothu Rajya Lakshmi, W/o. Late Lakshmi Narayana

....Petitioner/Accused No.4

AND

1. The State of Andhra Pradesh, rep. by Public Prosecutor, High Court, Amaravati.
2. Kanchi Ammaji, W/o. Late Veera Babu, Occ: Housewife, R/o. 10-2-22, 2nd Line, Sambasivapet, Guntur-1, Guntur District.

....Respondents/Respondents

Petition under Section 482 of Cr.P.C., praying that in the circumstances stated in the petition and grounds filed herein, the High Court may be pleased to call for the entire records of CCLG.No. 2 of 2017 on the file of Hon'ble Principal Junior Civil Judge, Guntur: Designated Court for the trial of cases under land Grabbing act and quash the same as abuse of process of law in so far as the petitioner is concerned only.

I.A. No.1 of 2019

Petition under Section 482 of Cr.P.C. praying that in the circumstances stated in the accompanying petition, the High Court may be pleased to grant stay of all further proceedings including appearance of the petitioner in CCLG.No. 2 of 2017 on the file of Hon'ble Principal Junior Civil Judge, Guntur: Designated Court for the trial of cases under Land Grabbing Act, pending disposal of Crl.P.No. 2030/2019 on the file of the High Court.

The petition coming on for hearing, upon perusing the petition and the grounds filed herein, and the orders of the High Court dated. 04-04-2019, 25-04-2019, 05-12-2019, 26-12-2019, 28-01-2020, 06-10-2020, 24.06.2022, 12.07.2022, 22.07.2022, 04.08.2022, 23.08.2022, 01.09.2022, 08.09.2022 & 15.09.2022 made herein and upon hearing the arguments of Sri K.V. Bhanu Prasad, Advocate for the Petitioner, the Public Prosecutor for the Respondent No.1 and of Sri K.B. Ramanna Dora, Advocate for the Respondent No.2,

CRLP No. 2508 of 2019

Between:

Palanki Padmavathi, D.No. 5-92-33, 3rd line, Opp. Krihshna nagar Park, Devapuram, Guntur.

..Petitioner/Accused No.2.

AND

- 1.State of Andhra Pradesh, rep. by Public Prosecutor, High Court, Amaravathi.
2. Kanchi Ammaji, W/O Late Veera Babu, R/O 10-2-22, 2nd line, Sambasivapet

Guntur-1, Guntur District.

.. Respondents/Respondents

Petition under Section 482 of Cr. P.C. praying that in the circumstances stated in the memorandum of grounds filed in Criminal Petition, the High court may be pleased to call for the entire records of C.C.L.G.No.2 of 2017 on the file of Hon'ble Principal Junior Civil Judge, Guntur: Designated Court for the trial of cases under Land Grabbing Act and quash the same as abuse of process of law in so far as the petitioner is concerned only.

I.A.No:2 OF 2019

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 grant stay of all further proceedings including appearance of the petitioner in C.C.L.G. No.2 of 2017 on the file of Hon'ble Principal Junior Civil Judge, Guntur,: Designated Court for the trial of cases under Land Grabbing Act pending disposal of the above criminal petition.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and earlier order of High Court dt. 18.04.2019, 07.10.2020, 26.04.2022, 12.07.2022. 22.07.202, 04.08.2022, 23.08.2022, 01.09.2022, 08.09.2022 & 15.09.2022 made herein and upon hearing the arguments of Sri K.V. BHANU PRASAD Advocate for the Petitioner and of the Public Prosecutor for the respondents No.1, and of Sri N.K. Murali Krishna Kanchi, Advocate for the Respondent No.2;

CRL. P.No. 5515 of 2019

Between:

Somarothu Ganesh S/o. Late Chinna Basavaiah, Aged 53 years, Occ Employee, R/o. 1321, Sunset Rd Cleevland, OH44124-1615,USA.

Petitioner/Accused No.5

AND

1. The State of Andhra Pradesh Rep by Public Prosecutor High Court, Atnaravati.
2. Kanchi Ammaji,, W/o. Late Veera Babu, Aged 58 years, Oce Housewife, Hindu, R/o. 10-2-22, 2nd line, Sambasivapet, Guntur-1, Guntur District.

Respondent/Respondents

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 call for the entire records of CC.L.G.No. 2/2017 on the file of Honble Principal junior civil judge, Guntur, Designated Court for the trial of cases under Land Grabbing Act and quash the same as abuse of process of law in so far as the petitioner is concerned only.

IA.No. 1 of 2019:

Petition under Section 482 of Cr.P.C. praying that in the circumstances stated in the memorandum of grounds filed herein, the High Court may be pleased to grant stay of all further proceedings including appearance of the petitioner in C.C.L.G.No. 2 of 2017 on the file of Hon'ble Principal Junior Civil Judge, Guntur: Designated

Court for the trial of cases under Land Grabbing Act, pending disposal of CrI.P.No. 5515 of 2019 on the file of the High Court.

The Petition coming on for hearing upon perusing the petition and grounds filed herein and the orders of the High Court dated. 12-09-2019 dt. 05-12-2019, 26-12-2019, 28-01-2020, 06-10-2020, 24.06.2022, 12.07.2022, 22.07.2022, 04.08.2022, 23.08.2022, 01.09.2022, 08.09.2022, 15.09.2022 & 10/10/2022 made in I.A.No. 1/2019 and upon hearing the arguments of Sri K.V. Bhanu Prasad, Advocate for the Petitioner and of the Public Prosecutor for the Respondent No.1 and of Sri K.B. Ramanna Dora, Advocate for Respondent No.2, the Court made the following;

COMMON ORDER:

“ At request, post the matter on 04.11.2022.

Interim orders granted earlier, is extended for a further period of eight (8) weeks.

Sd/-T.MADHAVI

ASSISTANT REGISTRAR

// TRUE COPY //

For SECTION OFFICER

To,

1. The Principal Junior Civil Judge, Guntur, Guntur District.
2. Two CCs to the Public Prosecutor, High Court, A.P.(OUT)
3. One CC to M/s. S.Anvesha, Advocate (OPUC)
4. One CC to Sri N.K.Murali Kanchi, Advocate (OPUC)
5. One CC to Sri. K.V. Bhanu Prasad, Advocate (OPUC)
6. One CC to Sri K.B. Ramanna Dora, Advocate [OPUC]
7. One Spare copy.

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HIGH COURT

SRKJ

DATED:20/10/2022

NOTE : POST ON 04.11.2022

ORDER

I.A. NO. 2 OF 2017 IN CRL. P.No. 12726 of 2017 , CRLP No. 2030 of 2019,
I.A No. 2/2019 in Crl.P No. 2508 of 2019 and I.A.No. 1/2019 in Crl.P. No.
5515/2019

EXTENSION OF EARLIER INTERIM ORDER

