

IN THE HIGH COURT OF ANDHRA PRADESH :: AMARAVATI

TUESDAY, THE TWELFTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY THREE

PRESENT

THE HONOURABLE SRI JUSTICE K SURESH REDDY

CRIMINAL PETITION NO: 1426 OF 2016



Between:

BH. Kameshwari, W/o. Bh. Suryanarayana, Aged 40 years, Occ: Housewife, R/o.Dhanalakshmi Residency, D.No. 57-6-3, Flat No. 303, Old Post Office street, Patamata, Vijayawada.

...PETITIONER/ACCUSED

AND

1. The State Of A.P., REP., PP, High Court at Hyderabad
2. K. Chandra Sekhar, S/o. K. Babu Rao Aged 40 years, Occ: Business, R/o. D.No. 31-17-21, Kutumba Rao street, Machavaram, Vijayawada.

...RESPONDENT/COMPLAINANTS

Petition under Section 482 of Cr.P.C praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to QUASH the proceedings in C.C No. 870/2013 on the file of learned III Additional Chief Metropolitan Magistrate, Vijayawada.

I.A. NO: 3 OF 2016(CRLPMP. NO: 1877 OF 2016)

Petition under Section 482 of Cr.P.C praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to permit the petitioner to amend the preamble and prayer portion in CrIP 1426 of 2016 amending as C.C.No. 681 of 2015 on the file of the Ld II Speical Magistrate Vijayawada instead of C.C.No. 870 of 2013 on the file of the III Additional Chief Metropolitan Magistrate, Vijayawada.

I.A. NO: 2 OF 2016(CRLPMP. NO: 1352 OF 2016)

Petition under Section 482 of Cr.P.C praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to stay all further proceedings in CC No.870 of 2013 on the file of the learned III Additional Chief Metropolitan Magistrate, Vijayawada, including appearance of the petitioner pending disposal of main quash proceedings.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri M V VENU,



Advocate for the Petitioner and the Public Prosecutor on behalf of the Respondent No. 1 and of Sri GOPALA KRISHNA GOKHALEY, Advocate for the Respondent No. 2

The Court made the following:

HON'BLE SRI JUSTICE K.SURESH REDDY

CRIMINAL PETITION No. 1426 OF 2016

ORDER:

The present criminal petition, under Section 482 Cr.P.C., is filed by the petitioner-accused seeking to quash the proceedings against her in C.C.No. 870 of 2013 on the file of the Court of learned III Additional Chief Metropolitan Magistrate, Vijayawada, registered for the offence punishable under Section 138 read with Section 142 of the Negotiable Instruments Act.

2. Today when the matter is taken up for hearing, learned Assistant Public Prosecutor appearing for respondent No. 1-State, on instructions, would submit that the complaint filed by respondent No. 2-complainant was returned to him on 21-01-2015.

3. Recording the above submission, the criminal petition is dismissed as infructuous. Pending miscellaneous applications, if any, shall stand dismissed in consequence.

//TRUE COPY//

SD/- K. KASI RAO ACHARI
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The III Additional Chief Metropolitan Magistrate, Vijayawada.
2. One CC to SRI. M V VENU, Advocate [OPUC]
3. One CC to SRI. V GOPALAKRISHNA GOKHALEY, Advocate [OPUC]
4. Two CC's to The Public Prosecutor, High Court of Andhra Pradesh at Amaravathi [OUT]
5. Three CD Copies
PRK

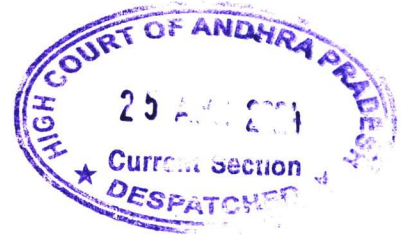
P. Geetha

HIGH COURT

DATED:12/12/2023

ORDER

CRLP.No.1426 of 2016



**CRIMINAL PETITION IS DISMISSED AS
INFRACTUOUS**

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