(SHOW CAUSE NOTICE BEFORE ADMISSION) HIGH COURT FOR THE STATE OF TELANGANA ATHYDERABAD

TUESDAY, THE TWENTY FIRST DAY OF DECEMBER
TWO THOUSAND AND TWENTY ONE

:PRESENT:

THE HON'BLE SRI JUSTICE K.LAKSHMAN CRIMINAL PETITION NO: 9817 OF 2021

Between:

- 1. Ramesh Ushakolu, S/o. Late U. Satyanarayana,
- 2. Smt. Renukha, W/o. Late U. Satyanarayana,

...Petitioners/A1/ & A2

AND

 The State of Telangana, rep., by its Public Prosecutor, High Court at Hyderabad, Through SHO, Kamatipura, Hyderabad.

2. Smt. Bheema Alekya, W/o. Ramesh Ushakolu, Aged about 29 years, Occ. Pvt. Employee, R/o Flat No.304, 3rd Floor, Madhavi Apartment, Beside KKR Garden, Kista Reddy Colony, Beerappagadda, Uppal Mandal, Ranga Reddy Dist-500039.

...Respondents/Defacto Complainant

WHEREAS the Petitioner/Accused above named through their Advocate Sri. PONNAM ASHOK GOUD presented this Petition under Section 482 of Criminal Procedure Code, 1973, praying that in the circumstances stated in the grounds filed in support of the Criminal Petition, the High Court may be pleased to quash the proceedings in FIR No. 154/2021 Dt- 21-10-2021 on the file of the PS Kamatipura against the petitioners/ A1 & A2.

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

You viz:

Smt. Bheema Alekya, W/o. Ramesh Ushakolu, Aged about 29 years, Occ. Pvt. Employee, R/o Flat No.304, 3rd Floor, Madhavi Apartment, Beside KKR Garden, Kista Reddy Colony, Beerappagadda, Uppal Mandal, Ranga Reddy Dist-500039.

are directed to show cause on or before 07-02-2022 to which date the case stands posted as to why in the circumstances set out in the petition and the memorandum of grounds filed therewith (copy enclosed) this CRIMINAL PETITION should not be admitted.

IA NO: 2 OF 2021

Petition under Section 482 of Criminal Procedure Code, 1973 praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to stay all further proceedings including arrest of the petitioners/ A1 & A2 in FIR No. 154/2021 Dt- 21/10/2021 on the file of the PS Kamatipura, Hyderabad, pending disposal of CRLP No.9817 of 2021, on the file of the High Court.

THE COURT MADE THE FOLLOWING ORDER:

"Notice to 2nd respondent.

Personal notice is permitted.

List on 07-02-2022.

Perusal of the complaint, would reveal that the marriage of A-1 with 2nd respondent was performed on 18-05-2017. It appears thereafter matrimonial disputes arose between 1st petitioner and 2nd respondent. Petitioner No.1 has filed

a petition vide O.P.No.1153 of 2020 against the 2nd respondent seeking dissolution of marriage. In the complaint dated 21-10-2021 she has narrated the facts with regard to the incident dated 30-09-2019 and there is delay of almost 2 years in lodging complaint.

In view of the same, matter requires examination.

Considering the fact that the diputes between the 1st petitioner and 2nd respondent are matrimonial disputes, the Investigating Officer in Crime No.154 of 2021 pending on the file of Kamatipura Police Station is directed not to arrest the petitioners herein / A-1 and A-2. However, it is made clear that the investigation may go and the petitioners herein shall cooperate with the Investigating Officer by furnishing the information and documents as sought by him in concluding the investigation.

SD/- K. SAILESHI ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Chief Metropolitan Magistrate at Nampally, Hyderabad.

2. The Station House Officer, Police Station Kamatipura, Hyderabad District.

3. Smt. Bheema Alekya, W/o. Ramesh Ushakolu, Aged about 29 years, Occ. Pvt. Employee, R/o Flat No.304, 3rd Floor, Madhavi Apartment, Beside KKR Garden, Kista Reddy Colony, Beerappagadda, Uppal Mandal, Ranga Reddy Dist-500039 (by RPAD along with a copy of petition and memorandum of grounds).

One CC to Sri. PONNAM ASHOK GOUD, Advocate [OPUC].

Two CCs to PUBLIC PROSECUTOR, High Court for the State of Telangana at Hyderabad [OUT].

6. One spare copy.

HIGH COURT

KLJ

DATED: 21/12/2021

LIST ON 07-02-2022

NOTICE BEFORE ADMISSION

CRLP.No.9817 of 2021



NOT TO ARREST