

**HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA AND THE STATE OF ANDHRA PRADESH**

TUESDAY , THE TWENTY THIRD DAY OF JUNE
TWO THOUSAND AND FIFTEEN

:PRESENT:

THE HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO

CRLP .NO:4292 of 2013

Between:

Baruva Chilakuru Balaji Goshala Pasu Samrakshana Sangam,
Represented by Smt.B.Adilakshmi, W/o.Ramana Murthy, Baruva, Sompet
Mandal, Srikakulam District.

..... Petitioner

AND

- 1 The State, represented by the SHO, Kasibugga PS.,
through the Public Prosecutor, High Court of A.P.,Hyderabad.
- 2 Gadasala Appa Rao S/o. Late Appala Raju,
R/o. Pitapuram Village, E.G.District, A.P.,State.
- 3 Devara Babu Rao S/o. Erraiah,
R/o. Devavaram Village, Visakhapatnam District, A.P.State.
- 4 Bathula Butchi S/o. Late Appa Rao,
R/o. Devavaram Village, Visakhapatnam District, A.P.State.

.....Respondents

Petition under section 482 of Cr.PC., praying that in the circumstances stated in the memo of grounds filed herein, the High Court may be pleased to call for the records and examine the proceedings dated 04-04-2013 and 27-02-2013 in Criminal MP.No. 135 of 2013 in CrI.MP.No. 126 of 2013 in Crp.No. 13 of 23013 in Crime No. 16 of 2013 (Kasibugga PS), on the file of the Additional District and Sessions Judge cum Special Judge for trial of cases under SC's and ST's (POA) Act, 1989 at Srikakulam giving an interim custody of 50 She Buffaloes to the respondents 2 to 4/accused as contrary to law and facts, suffer from material irregularity and impropriety leading to miscarriage of justice and violative of the provisions of AP Prevention of Cow slaughter and Animals Preservation Act, 1977 and the provisions of Prevention of Cruelty to Animals Act 1960 and violative of the order of the Hon'ble Supreme Court of India in Cr.Appeal Nos. 283-287 of 2002 datd 22-02-2002 and the order of the Division Bench of the Hon'ble High Court of A.P. in PIL Nos. 371 and 379 of 2012 dated 31-12-2012 by directing the respondents to continue to keep the seized 50 she buffaloes in the petitioner's Goshala, pending disposal of the Crime No. 16 of 2013 of Kasibugga PS.,

CrI.P.MP. No. 3923 of 2013: Petition under Section 482 of C.P.C., praying that in the circumstances stated in the memo of grounds filed in the CrI.P., the High Court may be pleased to stay the operation of the orders dated 04-04-2013 and 27-2-2013 in Criminal MP.No. 135 of 2013 in CrI.MP.No. 126 of 2013 in Crp.No. 13 of 2013 in Crime No. 16 of 2013 (Kasibugga PS), on the file of the Additional District and Sessions Judge cum Special Judge for trial of cases under SC's and ST's (POA) Act, 1989, pending disposal of

CRLP No. 4292 of 2013 on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the memo of grounds filed herein, Order of High Court dated 29-04-2013 made herein and upon hearing the arguments of SRI BKRISHNA MOHAN Advocate for the Petitioner, and of Public Prosecutor (AP) for Respondent No.1, the Court made the following.

...2..

ORDER:

Though notice is served, none appeared for the respondents.

Therefore, interim stay granted on 29-04-2013, shall continue until further orders.

Post the Criminal petition for final hearing.

ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To

1. The Additional District and Sessions Judge cum Special Judge for trial of cases under SC's and ST's (POA) Act, Srikakulam
2. The Station House Officer, Kasibugga Police Station, Srikakulam District
3. Two CCs to Public Prosecutor (AP), High Court, Hyderabad (OUT)
4. One CC to Sri B.Krishna Mohan, Advocate (OPUC)
5. One spare copy

Skm

HIGH COURT

NRR,J

Drafted by:skm
Drafted on: 26-06-2015

DATE: 23-06-2015

ORDER

CRL.P.NO. 4292 OF 2013

CONTINUATION OF INTERIM ORDER