

IN THE HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA & THE STATE OF ANDHRA PRADESH
(Special Original Jurisdiction)

MONDAY, THE NINETTENTH DAY OF JANUARY
TWO THOUSAND AND FIFTEEN
PRESENT

THE HON'BLE SRI JUSTICE VILAS V. AFZULPURKAR

WRIT PETITION No.41231 of 2014

BETWEEN

Devaguptam Ramu.

... PETITIONER

AND

The State of Andhra Pradesh, Rep. by its Principal Secretary, Home
Department, Secretariat, Hyderabad and others.

...RESPONDENTS

Counsel for the Petitioner: MR. MANGENA SREE RAMA RAO

Counsel for the Respondents: GP FOR HOME (AP)

The Court made the following:

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ORDER:

Petitioner and third respondent are husband and wife and their

marriage appears to be subject matter of matrimonial dispute in O.P.No.66 of 2014 before the Senior Civil Judge, Rajole, East Godavari District filed by the petitioner seeking divorce. While so, the present writ petition came to be filed by the petitioner alleging that, at the instance of the third respondent, the second respondent is repeatedly calling the petitioner to the police station and threatening him, which amounts to sheer harassment.

2. Instructions received by the learned Assistant Government Pleader for Home, however, show that the second respondent is aware of the pendency of the divorce OP, referred to above and it is denied that the respondent police have ever visited the house of the petitioner and also summoning of the petitioner to the police station.

It is specifically stated that as of now no complaint or FIR is registered against the petitioner on the file of the second respondent police station and hence, the question of summoning the petitioner does not arise.

3. Since there is no complaint lodged against the petitioner, as per the aforesaid instructions, in my view, there is no cause of action to entertain the present writ petition.

Accordingly, the writ petition is disposed of. As a sequel, the miscellaneous applications, if any, shall stand closed. There shall be no order as to costs.

VILAS V. AFZULPURKAR, J

January 19, 2015
DSK