



**IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI
(Special Original Jurisdiction)**

[3369]

WEDNESDAY, THE THIRD DAY OF DECEMBER
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE T MALLIKARJUNA RAO

CRIMINAL APPEAL NO: 870/2009

Between:

1. THE STATE OF A.P., REP. BY THE PUBLIC PROSECUTOR HIGH
COURT OF A.P., HYDERABAD.

...APPELLANT

AND

1. GUNJALA VASANTHA RAO, S/o. Subba Rao Makkinavarigudem, T.
Narsapuram, West Godavari Dist.

...RESPONDENT

Appeal under Section 372/374(2)/378(4) of Cr.P.C praying that the High Court may be pleased to present this Memorandum of Criminal Appeal against the acquittal in SC. No. 24 of 2005 the Hon'ble V Addl. Sessions Judge, West Godavari District, dated 2nd day of May 2007 and prays that this Hon'ble Court may be pleased to set aside the order of acquittal and convict the accused/(Respondents) for the offence with which they were charged.

IA NO: 1 OF 2008(CRLAMP 1732 OF 2008)

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased To condone the delay of "344 days" in presenting appeal against the order of judgment of the accused/respondents in Hon'ble V Addl. Sessions Judge (FTC), West Godavari at Eluru in S.C. No. 24/2005.

Counsel for the Appellant:

1. PUBLIC PROSECUTOR (AP)

Counsel for the Respondent:

1.

THE HONOURABLE SRI JUSTICE T MALLIKARJUNA RAO

Criminal Appeal No.870 of 2009

ORDER:

This Criminal Appeal was filed against the order dated 02.05.2007 passed in S.C.No.24 of 2005 on the file of the learned V Additional Sessions Judge, West Godavari District.

2. Sri K.Sandeep, learned Assistant Public Prosecutor submitted report received from Sub-Inspector of Police, T.Narasapuram Police Station, stating that the respondent herein by name Gunjala Vasantha Rao died about 9 years back.

3. Since the investigating officer has confirmed the death of the respondent, the death was not reported and death certificate is not available.

4. The investigating officer has also recorded the statement of the sister of the accused by name Ch.Ratnam and obtained certificate from V.R.O., which shows the death of the respondent.

5. Perused the material placed on record.

6. In view of the facts and circumstances and considering the material placed on record, the Criminal Revision Case is dismissed as abated.

Interim orders granted earlier, if any, shall stand vacated.

Miscellaneous petitions pending, if any, shall stand closed.

T. MALLIKARJUNA RAO, J

Date: 03.12.2025
M K K

THE HON'BLE SRI JUSTICE T. MALLIKARJUNA RAO

CRIMINAL APPEAL No.870 of 2009

Date: 03.12.2025

M K K