

[3396]

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

FRIDAY, THE SIXTH DAY OF FEBRUARY

TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAP



IA No. 1 OF 2026

IN

CRLRC NO: 129 OF 2026

Between:

1. C Kaasimalli, S/o. C. Chinnaswamy, Aged 31 yrs, R/o. Puliyanakupam Village, Poluru Taluk, Tiruvannamalai District, Tamil Nadu State.
2. Ammavai, S/o Chinnapayyan, Aged 48 years, Pulyankuppam, Village, Polur Taluk, Tiruvannamalai District, Tamil Nadu State.
3. C Sampath, S/o Chinnanna, aged 38 years, Pulyankuppam, Village, Polur Taluk, Tiruvannamalai District, Tamil Nadu State.
4. A Sekhar, S/o Amavasya, Aged 28 years, Melkanavayur Village, Polur Taluk, Tiruvannamalai District, Tamil Nadu State.

...Petitioner/Accused No.1,2,4&5

(Petitioner in CRLRC 129 OF 2026

on the file of High Court)

AND

The State of Andhra Pradesh, rep by its Public Prosecutor, High Court of Andhra Pradesh at Amaravati

...Respondent

(Respondents in-do-)

Counsel for the Petitioners :SRI D PURNACHANDRA REDDY

Counsel for the Respondent :PUBLIC PROSECUTOR

Petition under Section 438 (1) of BNSS is filed praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to suspend the execution of sentence dt.03.02.2026 passed in CrI.A.No.20 of 2022 on the file of the Special Court In the Cadre of Addl. District & Sessions Judge for Trial of Red Sanders Smuggling Cases, Tirupati confirming the judgment dated 24.07.2019 passed in S.C. No. 116 of 2018 on the file of Assistant Sessions Judge, Puttur and release the petitioners/accused No. 1,2,4 & 5 on bail, Pending disposal of CRLRC No. 129 of 2026, on the file of the High Court.

ORDER:

The present interlocutory application was filed under Section 438 (1) of BNSS, 2023 by the petitioners to suspend the conviction and sentence dated 24.07.2019 passed in S.C.No.116 of 2018 on the file of the learned Assistant Sessions Judge, Puttur, which was confirmed vide Judgement dated 03.02.2026 passed in CrI.A.No. 20 of 2022 on the file of Judge, Special Court for Trial of cases relating to Red Sanders Smuggling, Tirupati and enlarge the petitioners/A1, A2, A4 and A5 on bail, pending disposal of the main Criminal Revision Case.

Heard the learned counsel for the petitioners and the learned Assistant Public Prosecutor on behalf of the State.

In view of the submissions made by the learned counsel for the petitioner, the sentence and conviction passed in S.C.No.116 of 2018, dated 24.07.2019, on the file of the learned Assistant Sessions Judge, Puttur alone is suspended pending disposal of the Criminal Revision Case on the condition that the petitioners herein are directed to surrender before the concerned Court, within one week from this day and, on such surrender, the petitioners shall be enlarged on bail on executing self-bonds for a sum of Rs.20,000/- (Rupees Twenty Thousand only) each with two sureties for a like sum each to the

satisfaction of the concerned Court, on the same day. The petitioners shall appear before this Court as and when directed.

//TRUE COPY//

For

SD/- G.HELANAIDU
DEPUTY REGISTRAR

SECTION OFFICER

To,

1. The Judicial Magistrate of I Class, Puttur
2. The Judge, Special Court for Trial of cases relating to Red Sanders Smuggling, Tirupati
3. The Assistant Sessions Judge, Puttur,
4. The Superintendent, District Jail, Chittoor
5. One CC to SRI. D PURNACHANDRA REDDY Advocate [OPUC]
6. Two CCs to Public Prosecutor, High Court of AP [OUT]
7. One spare copy

KJ

HIGH COURT

DR.VJP,J

DATED:06/02/2026

LIST THE MATTER ON 27.02.2026

ORDER

IA No. 1 OF 2026

IN

CRLRC.No.129 of 2026

DIRECTION

