

**(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI**

**MONDAY, THE NINTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY SIX**

:PRESENT:

**THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA
CRIMINAL PETITION NO: 1059 OF 2026**



Between:

Ambati Rambabu, S/o Late Sri A.V.S.R Anjaneyulu, aged about 66 Years, Ex. Minister, R/o D.No. 4-20-28/2, 1st Lane, Siddhartha Nagar, Guntur City, Guntur District.

Petitioner/Accused

AND

1. The State of Andhra Pradesh, Rep. by its Public Prosecutor, High Court of Andhra Pradesh, Amaravati.
2. The Station House Officer, Nallapadu Police Station, Guntur District.
3. Vadranam Haribabu, father's name not known, aged about 48 years, Chairman, GDCMS, Guntur, Thurpu. bazaar, Gorantla Village, Guntur, Andhra Pradesh. De-facto Complainant

Respondents

WHEREAS the Petitioner above named through his Advocate Sri R YELLA REDDY, presented this Petition under Section 528 of B.N.S.S., praying that in the circumstances stated in the affidavit filed in support of the Criminal Petition, the High Court may be pleased to quash Crime No.849/2025 dated 20.08.2025 on the file of Nallapadu Police Station, Guntur District, registered for the alleged offences under Sections 196(1), 353(2), and 354 of the Bharatiya Nyaya Sanhita, 2023, insofar as the Petitioner / Accused is concerned, by setting aside all further proceedings against him;

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri R

YELLA REDDY, Advocate for the Petitioner, and of Public Prosecutor for Respondent No.1 directed issue of notice to the Respondent No.3 herein to show cause as to why this CRIMINAL PETITION should not be admitted.

You viz:

Vadranam Haribabu, father's name not known, aged about 48 years,
Chairman, GDCMS, Guntur, Thurpu bazaar, Gorantla Village, Guntur,
Andhra Pradesh. De-facto Complainant

are be and hereby directed to show cause either appearing in person or through an Advocate, as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this CRIMINAL PETITION should not be admitted, on or before 02.03.2026, on which date the case stands posted for hearing.

IA NO: 1 OF 2026

Petition under Section 528 of B.N.S.S., is filed 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 investigation and any coercive steps, in Crime No.849/2025 dated 20.08.2025 on the file of Nallapadu Police Station, Guntur District, insofar as the Petitioner / Accused is concerned, pending disposal of CRLP No. 1059 of 2026, on the file of the High Court.

The Court made the following ORDER:

Heard the learned counsel for the Petitioner.

Learned Assistant Public Prosecutor takes notice for the State.

Learned counsel for the Petitioner would submit that all the offences are punishable below seven years of imprisonment and a direction may be given to the Police to follow the guidelines issued by Hon'ble Apex Court in *Arnesh Kumar v. State of Bihar*¹ reported in (2014) 8 SCC 273, since Section 35(3) of BNSS is pari materia to Section 41-A of the Code of Criminal Procedure.

¹ (2014) 8 SCC 273

Learned Assistant Public Prosecutor fairly conceded the same and would submit that a direction may be given to the Police to follow the procedure as established under Section 35(3) of BNSS since the offences are punishable with an imprisonment of below seven years.

In that view, the Police are directed to follow the guidelines issued by the Hon'ble Apex Court in *Arnesh Kumar v. State of Bihar* (referred supra) scrupulously.

Issue notice to Respondent No.3.

Learned counsel for the Petitioner is permitted to take out personal notice on Respondent No.3 through Speed Post/Courier and file proof of the same.

List the matter on 02.03.2026.

//TRUE COPY//

SD/- B.PRASAD RAO
DEPUTY REGISTRAR

SECTION OFFICER

To,

1. The Station House Officer, Nallapadu Police Station, Guntur District
2. Vadrnam Haribabu, father's name not known, aged about 48 years, Chairman, GDCMS, Guntur, Thurpu bazaar, Gorantla Village, Guntur, Andhra Pradesh. De-facto Complainant (by RPAD- along with a copy of petition and memorandum of grounds)
3. One CC to SRI. R YELLA REDDY Advocate [OPUC]
4. Two CCs to Public Prosecutor, High Court of AP [OUT]
5. One spare copy

KJ

HIGH COURT

DR.VJP,J

DATED:09/02/2026

LIST THE MATTER ON 02.03.2026

NOTICE BEFORE ADMISSION

CRLP.No.1059 of 2026

DIRECTION

