

(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: 1053 OF 2026 ✓

Between:

Ambati Rambabu, S/o Late Sri A.V.S.R Anjaneyulu, aged about 68 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, Represented by its Public Prosecutor,
High Court of Andhra Pradesh, Amaravati. ... Respondents
2. Devendra T, S/o Veeranna, aged about 65 years. Resident of
Kalyanadurgam Town Ananthapuramu District, Andhra Pradesh.

...Respondent/Defacto Complainant

WHEREAS the Petitioner/Accused above named through his Advocate Sri.Sudharsana Reddy J presented this Petition under Section 528 of BNSS, is filed praying that in the circumstances stated in the grounds filed in support of the Criminal Petition, the High Court may be pleased to quash the impugned First Information Report in Crime No.18 of 2026 dated 01.02.2026 on the file of Kalyandurg Town Police Station, Ananthapuram District, and all consequential proceedings arising therefrom, as the same is a multiple and successive FIR on the very same alleged incident and content already covered by earlier crimes, registered in violation of the binding law laid down by the Hon'ble Supreme Court and the continuation of the proceedings would amount to an abuse of the process of law. ✓

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

Sudharsana Reddy J Advocate for the Petitioner, Public Prosecutor for R1 directed issue of notice to the Respondent No.2 herein to show cause as to why this CRIMINAL PETITION should not be admitted.

You viz:

Devendra T, S/o Veeranna, Resident of Kalyanadurgam Town
Ananthapuramu District, Andhra Pradesh.

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.

IA NO: 2 OF 2026

Petition under Section 528 of BNSS is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to grant stay all further proceedings, including investigation and any coercive steps, pursuant to the impugned FIR in Crime No.18 of 2026 dated 01.02.2026 on the file of Kalyandurg Town Police Station, Ananthapuram District, pending disposal of CRLP No. 1053 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 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.

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.2. ✓

Learned counsel for the Petitioner is permitted to take out personal notice on Respondent No.2 through Speed Post/Courier and file proof of the same. ✓

List the matter on 02.03.2026.

//TRUE COPY//

SD/- M.PRABHAKARA RAO
DEPUTY REGISTRAR

SECTION OFFICER

To,

1. The Station House Officer, Kalyandurg Town Police Station, Ananthapuram District ✓
2. Devendra T, S/o ✓Veeranna, Resident of Kalyanadurgam Town Ananthapuramu District, Andhra Pradesh. (by RPAD- along with a copy of petition and memorandum of grounds) ✓
3. One CC to SRI. Sudharsana Reddy J Advocate [OPUC]
4. Two CCs to Public Prosecutor, High Court of A.P. [OUT]
5. One spare copy.

HIGH COURT

DR.VJP,J

DATED:09/02/2026

LIST THE MATTER ON 02.03.2026

NOTICE BEFORE ADMISSION

CRLP.No.1053 of 2026

DIRECTION

