

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: 1068 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 Through the Station House Officer, Amruthaluru Police Station, Bapatla District, Andhra Pradesh.

Respondent/Respondent

2. Bella Ramesam, S/o. Venkateswarulu, Amarthaluru, Bapatla District, Andhra Pradesh.

Respondent/De-facto Complainant

Petition under Section Under Section 528 of B.N.S.S/Old Under Section 482 of Cr.P.C, is filed praying that in the circumstances stated in the affidavit filed in support of the Criminal Petition, the High Court may be pleased to quash the FIR.No. 5/2026 dated 31.01.2026 on the file of Amruthalur Police Station, Bapatla District, Andhra Pradesh

IA NO: 2 OF 2026

Petition Under Section 528 of B.N.S.S/Old Under Section 482 of Cr.P.C, is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to stay all further proceedings, including investigation and any coercive steps, pursuant to the FIR. No. 5/2026 dated 31.01.2026 on the file of Amruthalur Police Station, Bapatla District, Andhra Pradesh, and pending disposal of CRLP 1068 of 2026, on the file of the High Court.

AND WHEREAS the High Court upon perusing the petition and affidavit/memorandum of grounds filed herein and upon hearing the arguments of Sri M BALA KRISHNA Advocate for the Petitioner, Public Prosecutor for Respondent No.1, 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:

Bella Ramesam, S/o. Venkateswarulu, Amarthaluru, Bapatla 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 memorandum of grounds filed therewith (copy enclosed) this **CRIMINAL PETITION** should not be admitted on or before 02.03.2026 to which date the case stands posted for hearing.

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 Bihar¹ 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.

¹ (2014) 8 SCC 273

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.”

Sd/- K.KASIRAO ACHARI
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. Bella Ramesam, S/o. Venkateswarulu, Amarthaluru, Bapatla District, Andhra Pradesh. (By RPAD)
2. One CC to SRI. M BALA KRISHNA Advocate [OPUC]
3. Two CC's to Public Prosecutor, High Court of AP at Amaravati. [OUT]
4. One spare copy

HIGH COURT

DR.VJP,J

DATED: 09/02/2026

LIST THE MATTER ON 02.03.2026

ORDER

CRLP.No.1068 of 2026

DIRECTION

