

APHC010070592026



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

[3521]

THURSDAY, THE NINETEENTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

WRIT PETITION NO: 4049/2026

Between:

Alapati Mahalakshmi, and Others

...PETITIONER(S)

AND

The State Of Andhra Pradesh and Others

...RESPONDENT(S)

Counsel for the Petitioner(S):

1. RAMAKRISHNA AKURATHI

Counsel for the Respondent(S):

1. GP FOR HOME

The Court made the following:

ORDER:

The Writ Petition has been filed under Article 226 of the Constitution of India seeking the following relief:-

“...to issue an appropriate writ or order or a direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents No 4 and 5 interfering in the civil dispute calling petitioners to obey their orders and threatened them with dire consequences to cancel the sale deeds executed in favour of third parties and made them to sit in the police station without any jurisdiction or authority of law as is illegal arbitrary and violative of Articles 14 and 21 of the Constitution of India and also violative of principles of natural justice consequently direct the respondents No 4 and 5 not to interfere in Civil dispute and not to summon the petitioner and pass such other order(s)....”

2. Heard the learned counsel for the petitioners and the learned Assistant Government Pleader for Home.

3. Sri A. Ramakrishna, learned counsel for the petitioners, submits that the petitioners are octogenarians, septuagenarians and sexagenarians. Though they are allegedly involved in Crime No. 137 of 2025 registered for the offence punishable under Section 420 of the I.P.C., a learned Single Judge of this Court has already granted them pre-arrest bail, observing that the nature of the transaction between the petitioners and the third party appears to be civil in nature. However, the police are unnecessarily making the petitioners sit in the police station for hours together, despite some of them suffering from severe ailments.

4. Sri P. Ajay Babu, learned Assistant Government Pleader for Home, on written instructions, submits that the petitioners are involved in Crime No. 137 of 2025 and, for the purpose of investigation, they were called to the police station. They were not subjected to any harassment or unnecessary inconvenience.

5. A learned Single Judge of this Court, in Crl.P. No. 1004 of 2026 dated 17.02.2026, granted pre-arrest bail to all the petitioners in Crime No. 137 of 2025. Petitioner No. 1 is 80 years old; Petitioner No. 2 is 72 years old; Petitioner No. 3 is 63 years old; Petitioner No. 4 is 80 years old; Petitioner No. 5 is 75 years old; Petitioner No. 6 is 72 years old; Petitioner No. 9 is 71 years old; and Petitioner No. 10 is 70 years old. Even if the petitioners are accused in the said crime, in view of their advanced age, they cannot be subjected to

unnecessary inconvenience by respondent Nos. 4 and 5. Moreover, a civil dispute is pending between the petitioners and the third party.

6. Considering the entire facts and circumstances of the case, respondent Nos. 4 and 5 are directed not to call the petitioners to the police station and make them sit there for hours together. However, the petitioners, being arrayed as accused, shall cooperate with the Investigating Officer in the course of investigation.

7. With the above directions, the Writ Petition is disposed of. There shall be no order as to costs

As a sequel thereto, miscellaneous petitions pending, if any, shall stand closed.

Dr.Y. LAKSHMANA RAO, J.

Date: 19.02.2026
KMS

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THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

WRIT PETITION No.4049 of 2026

Date: 19.02.2026

KMS