

APHC010074442026



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

[3396]

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

PRESENT

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA

CRIMINAL REVISION CASE NO: 155/2026

Between:

1. GONGATI NAGARJUNA, S/ O KRISHNAMURTHY, AGED 43 YEARS,
OCC GOVERNMENT TEACHER, R/O D.NO. 2-1162, PADMAVATI
NAGAR, PILER TOWN AND MANDAL, CHITTOOR DISTRICT.

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REPRESENTED THROUGH
PUBLIC PROSECUTOR AT HIGH COURT, AMARAVATI.

2. G RADHAKRISHNAIAH, S/ O LATE G. THIMMAIAH, AGED ABOUT 61
YRS, OCC RETIRED TEACHER, R/ O. D.NO.1-2378, TIRUPATI
ROAD, PILER POST AND MANDAL, ANNAMAIAH DISTRICT.

...RESPONDENT(S):

Revision filed under Section 397/401 of CrPC praying that in the circumstances stated in the affidavit filed in support of the Criminal Revision Case, the High Court may be pleased to allow the Criminal Revision Petition and set aside the Docket order dated 06.01.2026 in CrI.M.P. No. 3 / 2026. In C.C.No. 238 /2024. on the file of Honble Principal Civil Judge (Jr.Division), Piler. And allow the recall petition without insisting the presence of the petitioner, in the interests of justice and pass such

IA NO: 1 OF 2026

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased may be pleased to stay of all the further proceedings in C.C.No 238 of 2024

on the file of Principal Civil Judge (Jr.Division), Piler, until pending disposal of Crl.R.C.No. of 2026, in the interests of justice. And pass such

Counsel for the Petitioner:

1.PEDAPUDI REETESH

Counsel for the Respondent(S):

1.PUBLIC PROSECUTOR

The Court made the following:

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA**CRIMINAL REVISION CASE NO: 155 of 2026****JUDGMENT:**

The present Criminal Revision Case has been filed by the State, challenging the Order dated 06.01.2026 in CrI.M.P.No.03 of 2026 in C.C.No.238 of 2024 passed by the learned Judicial Magistrate of First Class, Piler.

2. Heard Sri Pedapudi Reetesh, learned counsel for the petitioner and Mrs.K.Priyanka Lakshmi, learned Assistant Public Prosecutor on behalf of the State.

3. The learned counsel for the petitioner submits that the petitioner could not appear before the trial court on the specified date, resulting in the trial Court issuing a non-bailable warrant against the petitioner. The petitioner has filed a petition under Section 70(2) of Cr.P.C. for recalling the warrant, which was returned due to the petitioner's absence, questioning its maintainability.

4. The learned counsel for the petitioner requests that the Criminal Revision Case be disposed of with a direction to the petitioner to appear before the trial Court.

5. The learned Assistant Public Prosecutor would submit to pass appropriate Orders.

6. Considering the submissions made and on perusal of the material on record, the petitioner filed an application before the Court below to recall the

non-bailable warrant issued against him and it is not that the police have produced the petitioner before the Court, since he jumped the bail. In that view of the matter, as the petitioner was released on regular bail and due to medical reasons, he could not appear before the Court on 05.02.2024 for production of sureties, it is apposite to dispose of the present case with the following conditions;

- i. The petitioner shall appear before the concerned Magistrate Court and execute a personal bond for Rs.20,000/- with two sureties for a like sum each to the satisfaction of the concerned Magistrate Court.
- ii. The petitioner shall deposit Rs.10,000/- to High Court Legal Services Committee, within a period of one week from the date of receipt of the copy of this Order. The Secretary, Legal Services Committee is directed to utilize the amount for the welfare of the children in Government Home or in any NGO Homes to purchase anything which they require.

6. Accordingly, this Criminal Revision Case is disposed of.

Consequently, miscellaneous applications pending, if any, shall stand closed.

DR. JUSTICE VENKATA JYOTHIRMAI PRATAPA

Date:12.02.2026

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