



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

[3396]

FRIDAY, THE THIRTEENTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY SIX

PRESENT

**THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI
PRATAPA**

CRIMINAL PETITION NO: 1172/2026

Between:

1. SRI AMBATI MURALI KRISHNA, S/O LATE SRI A.V.S.R. ANJANEYULU, AGED ABOUT 63 YEARS. RESIDENT OF D.NO. 3-3-225, GREEN GRACE, MANI ROAD, PATTABHIPURAM, OPP TJPS COLLEGE, GUNTUR, GUNTUR DISTRICT, ANDHRA PRADESH.
2. SRI LUNANI DAAV GOPAL, A3S/O LUNANI SIVAGOPAL AGED ABOUT 78 YEARS. RESIDENT OF D.NO. 8-160, SATHAVAHANA NAGAR, LUNANI BUILDING NO-2, ELURU MANDAL, SANIVARAPU PETA, ELURU DISTRICT, ANDHRA PRADESH - 534003.

...PETITIONER/ACCUSED(S)

AND

1. THE STATE OF ANDHRA PRADESH, REPRESENTED BY ITS PUBLIC PROSECUTOR, THROUGH, THE STATION HOUSE OFFICER, NAGARAMPALEM POLICE STATION, GUNTUR DISTRICT, ANDHRA PRADESH
2. PILLI BABURAO, , S/O LATE YARRAIAH, AGED ABOUT 66 YEARS. LABOUR UNION PRESIDENT, 1ST LANE,

DEVAPURAM, GUNTURSRI BHAJARANG JUTE
MILL,GUNTUR DISTRICT, ANDHRA PRADESH.

...RESPONDENT/COMPLAINANT(S):

Petition under Section 437/438/439/482 of Cr.P.C and 528 of BNSS praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Courtpleased to exercise its inherent jurisdiction under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, and quash the First Information Report in Crime No.08 of 2025 dated 08.01.2026 on the file of Nagarampalem Police Station, Guntur District, and all consequential proceedings, insofar as the Petitioners / Accused No.2 and 3, is concerned, as the allegations even if taken at their face value do not disclose the commission of any offence, the provisions of law have been invoked mechanically without satisfaction of their essential ingredients, and pass

IA NO: 1 OF 2026

Petition under Section 482 of Cr.P.C and 528 of BNSS praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition,the High Court may be pleased pleased to dispense with filing with the certified copy of the FIR in Crime No.08 of 2025 dated 08.01.2026 on the file of Nagarampalem Police Station, Guntur District, pending disposal of the petition for quashing and pass

IA NO: 2 OF 2026

Petition under Section 482 of Cr.P.C and 528 of BNSS praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition,the High Court may be pleased pleased to grant stay all further proceedings, including investigation and any coercive steps, pursuant to the impugned FIR in Crime No.08 of 2025 dated 08.01.2026 on the file of Nagarampalem Police Station, Guntur District, insofar as the

Petitioners / Accused No.2 and 3, is concerned, in the interests of justice and pass

Counsel for the Petitioner/accused(S):

- 1.Sudharsana Reddy J

Counsel for the Respondent/complainant(S):

- 1.PUBLIC PROSECUTOR

The Court made the following:

**THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI
PRATAPA**

CRIMINAL PETITION NO: 1172 OF 2026

ORDER:-

The Criminal Petition has been filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for brevity 'the BNSS') by the petitioners/Accused Nos.2 & 3 for granting of pre-arrest bail in connection with Crime No. 8 of 2025, dated 08.01.2025 of Nagarampalem Police Station, Guntur District for offence punishable under Sections 506 r/w 34 IPC, 3(1) (r), 3(1) (s) SC & ST POA Act.

2. The case of the prosecution is that, the *de facto* complainant was the Labour Union President of Sri Bhajarang Jute Mill, Guntur. It is alleged that two unknown persons took him to A1 and A2, who questioned and threatened him for filing writ petitions. Due to fear, the *de facto* complainant remained silent. Subsequently, on 03.12.2024, he submitted a written complaint, and again on 08.01.2025, he approached the police requesting them to take legal action against the accused. Hence, the present crime was registered.

3. Heard Sri Sudhrashan Reddy, learned counsel for the petitioners and Sri K.Sandeep, learned Assistant Public Prosecutor on behalf of the State. Perused the record.

4. Learned counsel for the petitioners would submit that the petition may be disposed of by giving protection to the petitioners *vide* guidelines of the Hon'ble Apex Court in ***Arnesh Kumar v. State of Bihar***¹.

5. Learned Assistant Public Prosecutor, on instructions, would submit that the offences registered against the petitioners are punishable with less than seven years period of imprisonment and necessary direction may be given to the concerned Station House Officer.

6. Considering the submissions, this Criminal petition is disposed of, with the following;

- a. Investigating Officer is at liberty to complete the investigation, in accordance with law.
- b. In the event of any coercive action sought to be taken against the petitioners, concerned police authorities are further directed to scrupulously follow the procedure prescribed under Section 35 (3) of BNSS., [Section 41-A

¹ (2014) 8 SCC 273

Cr.P.C] and the guidelines laid down by the Hon'ble Supreme Court in *Arnesh Kumar's case (supra)*.

- c. The Petitioners/Accused Nos.2 & 3 shall make themselves available for investigation and shall cooperate with the investigating officer for further investigation.

DR.VENKATA JYOTHIRMAI PRATAPA, J

Date: 13.02.2026

LSP