

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
TUESDAY, THE EIGHTEENTH DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA

IA No. 2 OF 2025

IN

CRLRC NO: 317 OF 2025

Between:

Mr.Karimeraka Mallikharjuna Rao, S/o. Kanakaraju, Aged about 44 Years,
Business, D.No. 6-157/B, Nimmalapeta, Near Ramalayam, Undi, Undi
Mandal, West Godavari Dist., Andhra Pradesh.

...Revision Petitioner/Appellant/Accused

AND

1. The State of Andhra Pradesh, Rep. by Public Prosecutor, High Court of Andhra Pradesh, At Amaravathi.
2. Mr. Tippani Swaroop Kumar, S/o. Chanti Babu, Aged about 56 years, D.No. 30-2-11, Burrevariveedhi, Suryanarayanapuram, Kakinada, Kakinada District.

...Respondents

Petition under Section 397(1) of Cr.P.C. is filed praying that in the circumstances stated in the memorandum of grounds filed in support of the petition, the High Court may be pleased to suspend the operation of the sentence and the Revision Petitioner may be kindly enlarged on Bail and further suspend the payment of Fine of Rs. 5,00,000/- [Rupees Five Lakhs) imposed by the learned III Addl Judicial Magistrate of First Class, at Kakinada in CC No. 976 of 2019 dated 09.11.2022 which was Confirmed by the Learned III Additional Sessions Judge, at Kakinada in CRLA No. 394 of 2022 dated 16-

12-2024, Pending disposal of CRLRC No. 317 of 2025, on the file of the High Court.

Petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of SRI M.PRUDVI RAJ, Advocate for the Petitioner, and of PUBLIC PROSECUTOR for the Respondent No.1, and the Court made the following

ORDER:

"The present interlocutory application was filed under Section 397 (1) of Cr.P.C., by the petitioner to suspend the operation of the sentence and to enlarge the petitioner on bail and further suspend the payment of fine of Rs.5,00,000/- imposed by the learned III Additional Judicial Magistrate of First Class, at Kakinada in C.C. No. 976 of 2019 dated 09.11.2022 which was confirmed by the learned III Additional Sessions Judge, Kakinada in CRLA.No. 394 of 2022 dated 16.12.2024, pending disposal of the main Criminal revision case.

Heard Sri M. Prudhvi Raj, learned counsel for the petitioner and the learned Assistant Public Prosecutor on behalf of the State.

In view of the submissions made by the learned counsel for the petitioner, the sentence of imprisonment alone is suspended, pending disposal of the Criminal Revision Case, and the petitioner herein is directed to surrender before the learned III Additional Judicial Magistrate of First Class, at Kakinada within a period of two (2) weeks from the date of receipt of copy of this order and, on such surrender, he shall be enlarged on bail on his executing a personal bond for a sum of Rs.20,000/-(Rupees Twenty Thousand only) with two sureties for a like sum each to the satisfaction of learned III Additional Judicial Magistrate of First Class, at Kakinada and also on condition of depositing 60% of the cheque amount within a period of two (02) weeks days from this day. In default of deposit of cheque amount, as ordered supra, the interim

suspension granted today, shall stand cancelled automatically without further reference to the Court."

SD/- K.SRINIVASA RAJU
ASSISTANT REGISTRAR

//TRUE COPY//

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SECTION OFFICER

To,

1. The III Additional Judicial Magistrate of First Class, at Kakinada.
2. The III Additional Sessions Judge, Kakinada.
3. Mr. Tippani Swaroop Kumar, S/o. Chanti Babu, Aged about 56 years,
D. No. 30-2-11, Burrevariveedhi, Suryanarayanapuram, Kakinada,
Kakinada District. (By RPAD)
4. One CC to SRI. M.PRUDVI RAJU, Advocate [OPUC]
5. Two CCs to PUBLIC PROSECUTOR, High Court of Andhra Pradesh.
[OUT]
6. One spare copy

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HIGH COURT

Dr.VJP,J

DATED:18/03/2025

ORDER

IA No. 2 OF 2025

IN

CRLRC NO: 317 OF 2025

DIRECTION

