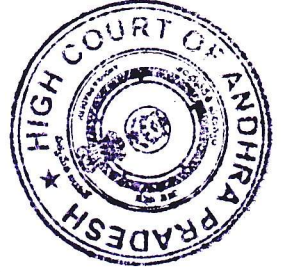


IN THE HIGH COURT OF ANDHRA PRADESH :: AMARAVATI

THURSDAY, THE TWENTIETH DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE



PRESENT

THE HONOURABLE SRI JUSTICE T MALLIKARJUNA RAO

CRIMINAL PETITION NO: 2725 OF 2025

BETWEEN:

Kotapudi Jagadeesh, S/o. K. Mathan, Aged about 23 years,
R/o. Harijanawada, North Mopur Village, Allur Mandal, SPSR Nellore District.

...PETITIONER/ACCUSED NO.8

AND

The State of Andhra Pradesh, represented through Public Prosecutor at High Court, Amaravathi.

...RESPONDENTRESPONDENT

Petition under Old Section 439 of Cr.P.C (Under New Section 480 & 483 BNSS, 2023) praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court pleased to enlarge the petitioners on bail, pending Trial in Cr.No.2 of 2025, on the file of Alluru Police Station, Alluru Mandal, SPSR Nellore District.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri JAGARLAMUDI ANJANEE PRIYA, Advocate for the Petitioner and the Public Prosecutor on behalf of the Respondent.

The Court made the following:ORDER



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

[3369]

THURSDAY, THE TWENTIETH DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE

PRESENT
THE HONOURABLE SRI JUSTICE T MALLIKARJUNA RAO

CRIMINAL PETITION NO: 2725/2025

Between:

Kotapudi Jagadeesh

...PETITIONER/ACCUSED

AND

The State Of Andhra
Pradesh

...RESPONDENT/COMPLAINANT

Counsel for the Petitioner/accused:

1. JAGARLAMUDI ANJANEE PRIYA

Counsel for the Respondent/complainant:

1. PUBLIC PROSECUTOR

The Court made the following: ORDER:-

This Criminal Petition, under Sections 480 and 483 of the BNSS, has been filed by the petitioner/A8, seeking regular bail, in Crime No.2 of 2025 of Allur Police Station, SPSR Nellore District.

2. A case has been registered against the petitioners herein and others for the offences punishable under Sections 103(1) r/w 3(5) of BNS

3. The brief facts of the case are that this is the case of "Gut wrenching, an appalling and Brutal murder with common object" that occurred on 03.01.2025 at 16.00 hours at North Mopur Village Centre, Allur Mandal and reported the same in the Police Station on at 21.00 hours on the same day by the complainant Chejerla Padma on a conflict began during New Year Eve Celebrations when A1 to A3 and A7 caused a commotion in the village centre by shouting loudly riding their motor cycles and they were confronted by Jampala Niranjana, which led to a quarrel and further culminated in a tragic act of violence as the accused took the matter seriously and A1 to A6 and A8 armed themselves with hammers and sticks, initiated a violent attack intending to kill Niranjana on 03.01.2025 at 16.00 hours and in the meanwhile, the deceased/Chejerla Karthik, who is the only son of complainant intervened to rescue Niranjana, then he became a target for accused as the accused group decided to kill the deceased first to instill fear in Niranjana and others in the village and A2 to A8 when held the deceased, A1 struck the deceased on the back of his head with a hammer, causing a severe injury. The deceased was initially taken to Government Hospital, Allur, from there to Medicovert Hospital, Nellore and while being taken to Chennai, as his health condition was deteriorated, he was

taken to Government Hospital, Nellore, where the Doctor examined him and declared dead on 03.01.2025 at 22.30 hours. On receipt of the complaint of the complainant, initially a case was registered under Section 109(1) r/w 3(5) of BNS on Section 103(1) r/w 3(5) of BNS on 03.01.2025 at 21.00 hours. Later, as per the death intimation, the Section of law was altered from Section 109(1) r/w 3(5) of BNS to Section 103(1) r/w 3(5) of BNS and took up investigation into this case. On 10.01.2025, as per the confession statements of A1 to A8 and basing on the merits of investigation section of law altered to Section 103(1), 61(2), 191(2) (3), 115(2) r/w 190 of B.N.S. from 103 r/w 3(5) of B.N.S. During the course of investigation, the A1 to A6 and others were arrested on 05.01.2025 and on 09.01.2025 A7 was arrested and sent them for remand and since then they have been in judicial custody.

4. Heard. Perused the record.

5. Learned counsel for the petitioner submits that police arrested the petitioner/A8 on 06.01.2025 and since then he has been in judicial remand. Hence, prays to allow the petition.

6. Learned Assistant Public Prosecutor, while opposing the prayer of the petitioner on the ground that the investigation has not been completed and prays to dismiss the petition.

7. After careful observation of the material on record and submissions made on behalf of both sides, the severe nature of allegations against the petitioner, this Court is not inclined to grant bail to the petitioners at this stage.

8. In the result, the Criminal Petition is dismissed.

SD/- A. VIJAYA BABU
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Station House Officer, Makavarapalem Police Station, SPSR Nellore District.
2. One CC to SRI. JAGARLAMUDI ANJANEE PRIYA, Advocate [OPUC]
3. Two CCs to Public Prosecutor, High Court of Andhra Pradesh at Amaravathi. [OUT]
4. Three C.D Copies.

SSL

HIGH COURT

DATED:20/03/2025

ORDER
CRLP.No.2725 of 2025



DISMISSING THE CRIMINAL PETITION

SSL