

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

PRESENT
THE HONOURABLE SRI JUSTICE HARINATH.N

CRIMINAL PETITION NO: 2908 OF 2025



Between:

Kolluri Sitaramaraju alias Seetharamaiah, S/o. Venkateswarlu, Aged about 37 years, R/o. Flat No.402, Plot No.22, H.No.2-233-522, Tulasi Nagar, Near Committee Hall, Kukatpally, Hyderabad Native of Akkayapalem Village, Vetapalem Mandal, Bapatla District.

...Petitioner/Accused

AND

1. The State of Andhra Pradesh, Rep. by the Station House Officer, Vetapalem Police Station, Bapatla District, Rep. by the Public Prosecutor, High Court of Andhra Pradesh, Amaravathi.
2. Jangili Rajendra, S/o. Late Srinivasa Rao, Aged about 30 years, R/o. Akkayapalem Village, Vetapalem Mandal, Bapatla District.

...Respondents/Complainants

Petition under Section 482 of Cr.P.C and Section 528 of BNSS, praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to call for the records in and relating to Crime No.29/2025 of Vetapalem Police Station, Bapatla District and quash the same in so far as the Petitioners are concerned.

I.A. NO: 1 OF 2025

Petition under Section 482 of Cr.P.C praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to dispense with the filing of the certified copy of the FIR in Crime No.29/2025 of Vetapalem Police Station, Bapatla District pending disposal of this Criminal Petition before this Hon'ble Court.

I.A. NO: 2 OF 2025

Petition under Section 482 of Cr.P.C praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased may be pleased to stay all further proceedings including arrest of the Petitioner in Crime No.29/2025 of Vetapalem Police Station, Bapatla District pending disposal of this Criminal Petition before this Hon'ble Court.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Mrs. Sodum Anvesha, Advocate for the Petitioner and the Public Prosecutor on behalf of the Respondent No.1 and none appeared for the Respondent No.2

The Court made the following:

APHC010194332023



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

[3327]

**WEDNESDAY, THE NINETEENTH DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE**

PRESENT

THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY

CRIMINAL PETITION NO: 2908/2023

Between:

Vanapalli Posi

...PETITIONER/ACCUSED

AND

The State Of Andhra Pradesh ...RESPONDENT/COMPLAINANT

Counsel for the Petitioner/accused:

1.KAKUMANU JOJI AMRUTHA RAJU

Counsel for the Respondent/complainant:

1.PUBLIC PROSECUTOR (AP)

The Court made the following Order:

1. The learned counsel for the petitioner submits that the petitioner is arraigned as an accused in Crime No.29 of 2025, for the alleged offence under Sections 329(3) and 351(2) of the BNS on the file of the Vetapalem Police Station, Bapatla District.
2. The learned counsel for the petitioner submits that the petitioner is in possession of property over which the 2nd respondent had filed a suit for injunction against the third parties, which was dismissed. The appeal preferred by the 2nd petitioner, along with other appellants therein, was also dismissed by the appellant court.
3. The learned counsel for the petitioner submits that since the 2nd respondent was not in possession of the property, the 2nd respondent could not file a complaint of trespass against the petitioner for the alleged offence.
4. Considering the allegations against the petitioner and the punishment for the said offence being below seven years, the Station House Officer, Vetapalem Police Station, Bapatla District, is directed to follow the procedure as contemplated under Section 35(3) of the BNSS for the purpose of investigation.
5. Accordingly, the Criminal Petition is disposed off.

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

//TRUE COPY//

Sd/- A. VIJAYA BABU
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Station House Officer, Vetapalem Police Station, Prakasam District.
2. One CC to Mrs. Sodum Anvesha Advocate [OPUC]
3. Two CC's to The Public Prosecutor, High Court of Andhra Pradesh at Amaravati [OUT]
4. **Three CD Copies.**

SAM

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HIGH COURT

SAM

DATED:19/03/2025

ORDER

CRLP.No.2908 of 2025



DISPOSING OF THE CRLP