

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

**FRIDAY, THE TWENTY FIRST DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE**

**PRESENT
HONOURABLE SRI JUSTICE HARINATH.N**



CRIMINAL PETITION NO: 3064 OF 2025

Between:

Sunkara Hari Babu, S/o. Sabmasiva Rao, Aged 51 years, Occ: Head Constable, Department of Police Control Room, Guntur Town & District.

...Petitioner/Accused

AND

1. The State of Andhra Pradesh, Rep. by its Public Prosecutor, High Court of Andhra Pradesh, at Amaravathi.
2. Singadi Sailaja, W/o. Late S.Venkateswarlu, Aged 56 years, Potti Sri Ramulu Nagar, Arundelpet, Guntur Town and District.

...Respondents/Respondents

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 call for the records of pertains to Crime No. 112/2025 dated 10-03-2025 of Arundalpet Police Station, Guntur Twon and District and Quash the Criminal Proceedings.

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 to grant stay of all proceedings in Crime No.112/2025 dated 10-03-2025 of Arundelpet Police Station, Guntur Town and District including the arrest of the Petitioner/Accused.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri Narasimha Rao Gudiseva, 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:



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

[3457]

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TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE HARINATH.N

CRIMINAL PETITION NO: 3064/2025

Between:

Sunkara Hari Babu

...PETITIONER/ACCUSED

AND

The State Of Andhra
Pradesh and Others

...RESPONDENT/COMPLAINANT(S)

Counsel for the Petitioner/accused:

1. NARASIMHA RAO GUDISEVA

Counsel for the Respondent/complainant(S):

1. PUBLIC PROSECUTOR

The Court made the following Order:

The petitioner is arraigned as an Accused in Crime No.112 of 2025, on the file of Arundalpet Police Station, Guntur District, for the alleged offences under Sections 420, 506, 509 of the IPC.

2. Heard the learned counsel for the petitioner and the learned Assistant Public Prosecutor.

3. Though the learned counsel for the petitioner filed this petition seeking the quashing of the FIR, they have, however, restricted the relief to the extent of directing the Investigating Officer to follow the procedure prescribed under Section 35(3) of the BNSS, and the guidelines prescribed by the Apex Court in ***Arnesh Kumar v. State of Bihar***¹.

4. The learned Assistant Public Prosecutor stated that he has no objection to give such a direction.

5. The criminal petition is disposed off by directing the Station House Officer, Arundalpet Police Station, Guntur District, to follow the procedure as contemplated under Section 35(3) of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short, "BNSS") insofar as the petitioner is concerned.

¹ (2014) 8 SCC 273

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

SD/- K. KASI RAO ACHARI
ASSISTANT REGISTRAR

//TRUE COPY//

NB
SECTION OFFICER

To,

1. The Station House Officer, Arundelpet Police Station, Guntur District.
2. One CC to Sri Narasimha Rao Gudiseva Advocate [OPUC]
3. Two CC's to The Public Prosecutor, High Court of Andhra Pradesh at Amaravati [OUT]
4. **THREE CD Copies**

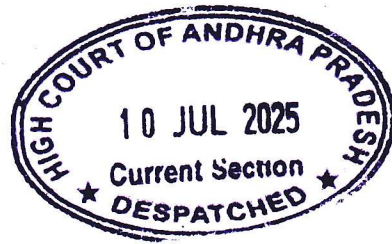
SAM
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HIGH COURT

DATED:21/03/2025

ORDER

CRLP.No.3064 of 2025



DISPOSING OF THE CRLP