

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: 2950 OF 2025

Between:

Gudivada Krishnamma, W/o.Gudivada Sombabu, aged about 45 years,
Occ:Home Maker, Gudivada Village, Vepada Mandal, Vizianagaram
District.

...Petitioner/Accused No.9

AND

1. The State of Andhra Pradesh, Rep. by its Public Prosecutor, High Court
of A.P., at Amaravati.

...Respondent/Complainant

2. Boddu Devi, W/o.Rongali Balaji, Occ:Government Employee, Woman
Sub-Inspector of Police, Vallampudi P.S., Vizianagaram District.

...Respondent/Defacto Complainant

Petition is filed under 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 quash the proceedings against the
petitioner in Crime No.23 of 2025 on the file of S.H.O., Vallampudi P.S.
Vizianagaram District.

I.A. NO: 2 OF 2025

Petition is filed under Section 528 of BNSS praying that in the circumstances stated in the Memorandum of Criminal Petition, the High Court may be pleased to stay all further proceeding in Crime No.23 of 2025 on the file of S.H.O., Vallampudi P.S. Vizianagaram District or to direct the Police to follow the provision of Section 35 of B.N.S., 2023.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri B Sesibushan Rao, Advocate for Petitioner and the Assistant Public Prosecutor on behalf of Respondent No.1

The Court made the following:



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

[3457]

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

PRESENT

THE HONOURABLE SRI JUSTICE HARINATH.N

CRIMINAL PETITION NO: 2950/2025

Between:

Gudivada Krishnamma

...PETITIONER/ACCUSED

AND

**The State Of Andhra Pradesh and
Others**

...RESPONDENT/COMPLAINANT(S)

Counsel for the Petitioner/accused:

1.B SESIBUSHAN RAO

Counsel for the Respondent/complainant(S):

1.PUBLIC PROSECUTOR

The Court made the following:

THE HON'BLE SRI JUSTICE HARINATH.N

CRIMINAL PETITION No.2950 OF 2025

ORDER:

1. Heard the learned counsel for the petitioner and the learned Assistant Public Prosecutor appearing for the State.
2. The petitioner was arraigned as A.9 in Crime No.23 of 2025 of Vallampudi Police Station, Vizianagaram District, registered for the alleged offences under Sections 132, 121(1), 74, 307, 79, 49 read with 3(5) of the Bharatiya Nyaya Sanhita, 2023.
3. The learned counsel for the petitioner submits that the petitioner is the mother of A.1 and A.7 and that she was not present at the time of the incident, and she has not participated in the alleged incident and hence, the petitioner cannot be attributed with the charge under Section 307 of Bharatiya Nyaya Sanhita.
4. Having considered the submissions of the learned counsel for the petitioner, the Station House Officer, Vallampudi Police Station, Vizianagaram District, is directed to follow the procedure as contemplated under Section 35(3) of the Bharatiya Nagarik Suraksha Sanhita, 2023, insofar as the petitioner is concerned, for the purpose of investigation in connection with Crime No.23 of 2025. This would

not preclude the Investigation Officer to file charge sheet or final report.

5. Accordingly, the criminal petition is disposed off.

6. Miscellaneous petitions, if any, pending in the criminal petition shall stand closed.

SD/- B. CHITTI JOSEPH
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Judicial First Class Magistrate, Kothavalasa, Vizianagaram District.
2. The Station House Officer, Vallampudi Police Station, Vizianagaram District.
3. One CC to Sri B Sesibushan Rao Advocate [OPUC]
4. Two CC's to the Public Prosecutor, High Court of Andhra Pradesh at Amaravati [OUT]
5. Two CD Copies

BSV

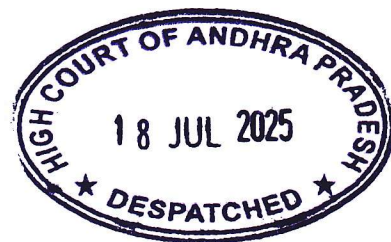
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HIGH COURT

DATED:21/03/2025

ORDER

CRLP.No.2950 of 2025



DISPOSING OF THE CRIMINAL PETITION