

[3396]

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI ✓

WEDNESDAY ,THE EIGHTEENTH DAY OF MARCH ✓

TWO THOUSAND AND TWENTY SIX ✓

✓ :PRESENT:

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA ✓

IA No. 2 OF 2026 ✓

IN ✓

CRLRC NO: 322 OF 2026

Between:

Erri Reddi Prasad, S/o Prasad Babu, Aged about 28 years, Event
Organiser, R/o Kannemaduguvaripalle, H/o Vempalle, Madanapalle
Mandal, Chittoor district. ✓

...Petitioner/Petitioner ✓

(Petitioner in CRLRC 322 OF 2026

on the file of High Court)

AND

The State of Andhra Pradesh, Rep. by its Public Prosecutor, ✓
High Court
of Andhra Pradesh, Velagapudi, Amaravati, Guntur district.

...Respondent/Respondent

(Respondents in-do-)

Counsel for the Petitioner :SRI V S MALLIKHARJUNA KULADEEP
THOKA

Counsel for the Respondent :PUBLIC PROSECUTOR ✓

Petition under Section 438(1) of BNSS is filed praying that in the
circumstances stated in the affidavit filed in support of the petition, the High

Court may be pleased to suspend the operation of sentence dated 13.02.2026 made in CRL.A.No.66/2020 on the file of VII Additional District and Sessions Judge, Madanapalle, Chittoor District and enlarge the petitioner on bail to the satisfaction of II Additional Judicial Magistrate of First Class, Madanapalle Pending disposal of CRLRC No. 322 of 2026, on the file of the High Court.

The court, while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order.(The receipt of this order will be deemed to be the receipt of notice in the case).

ORDER

The present interlocutory application was filed under Section 438 (1) of BNSS, 2023 by the petitioner to suspend the conviction and sentence dated 12.02.2020 passed in C.C.No.644 of 2018 on the file of learned II Additional Judicial Magistrate of First Class, Madanapalle, which was confirmed vide Judgement dated 13.02.2026 passed in Crl.A.No.66 of 2020 on the file of learned VII Additional District & Sessions Judge, Madanapalle, and enlarge the petitioner/accused on bail, pending disposal of the main Criminal revision case.

Heard the learned counsel for the petitioner and the learned Assistant Public Prosecutor on behalf of the State.

In view of the submissions made, the sentence of imprisonment alone is suspended, pending disposal of the Criminal Revision Case on the following conditions:

- i. The petitioner herein is directed to surrender before the learned II Additional Judicial Magistrate of First Class, Madanapalle, within one week from this day and, on such surrender, the petitioner shall be enlarged on bail on 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 the

learned II Additional Judicial Magistrate of First Class,
Madanapalle, on the same day.

- ii. The petitioner shall appear before this Court as and when directed pending disposal of the revision.

SD/- M.PRABHAKARA RAO
DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The II Additional Judicial Magistrate of First Class, Madanapalle
2. The VII Additional District and Sessions Judge, Madanapalle, Chittoor District
3. One CC to SRI. V S MALLIKHARJUNA KULADEEP THOKA Advocate [OPUC]
4. Two CCs to Public Prosecutor, High Court of A.P., Amaravati [OUT].
5. One spare copy

HIGH COURT

DR.VJP,J

DATED:18/03/2026

LIST THE MATTER IN USUAL COURSE

ORDER

IA.NO.2 OF 2026

IN

CRLRC.No.322 of 2026

SUSPENSION

