

APHC010161642026



**IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI**

WEDNESDAY, THE TWENTY SECOND DAY OF APRIL
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA

CRIMINAL REVISION CASE NO: 347 OF 2026

Between:

1. KUCHI SRI LAKSHMI, W/o Naresh, Aged about 34 years, R/o D-N0.16-285-A, Crown Talkies Road Guntakal Town, Ananthapuramu District.

...Petitioner

AND

1. THE STATE OF ANDHRA PRADESH, Rep by its Public Prosecutor, A.P High court Buildings, Amaravathi.

2. Goddumarri Adinarayana, S/o Pedda Bayanna, Aged about 45 years R/o, Flat No.101, D-No.11-2-351-1, Srinivasam Residency, Nayak Nagar, Ananthapuramu Town, Ananthapuramu.

...Respondents

Revision filed under Section 397/401 of CrPC praying that in the circumstances stated in the affidavit filed in support of the CriminalRevisionCase, the High Court may be pleased topleased to set aside the Order dt.05-02-2026, CrI.M.P.No.357 of 2025 in CrI.A.No.101 of 2025 on the file of the court of Principal District and Sessions Judge, Ananthapuramu in the interest of justice and pass

IA NO: 1 OF 2026

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to enlarge the petitioner on bail by suspending the sentence imposed in CrI.M.P.No.357 of 2025 IN CrI.A.No.101 of 2025, dated 05-02-2026, of on the file of the court of Sessions Judge, Ananthapuramu pending disposal of the above CrI.Rc. and pass

IA NO: 2 OF 2026

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to stay of all further proceedings Order dt.05-02-2026, CrI.M.P.No.357 of 2025 in CrI.A.No.101 of 2025 on the file of the court of Principal District and Sessions Judge, Ananthapuramu and pass

Counsel for the Petitioner: N RANGA REDDY

Counsel for the Respondents: PUBLIC PROSECUTOR Counsel for the Respondents:A SYAM SUNDAR REDDY

The Court made the following order:

ORDER:

This Criminal Revision Petition is filed seeking to set aside the order dated 05.02.2026 passed in Crl.M.P. No.357 of 2025 in Crl.A. No.101 of 2025 on the file of the Court of the Principal District and Sessions Judge, Ananthapuramu.

2. Heard Sri N.Rannga Reddy, the learned counsel for the petitioner and the Sri A.Syam Sundar Reddy, learned counsel for the respondent/complainant.

3. The learned counsel for the respondent/complainant submits that steps are being taken to convert the suit filed for specific performance into one for recovery of money, and in such an event, the impugned order would sustain.

4. Per contra, the learned counsel for the petitioner submits that, as of now, the suit for specific performance is still pending between the parties.

5. It is an admitted fact that the respondent/complainant has filed a suit for specific performance based on an alleged agreement of sale, and the subject cheque emanates from the very same transaction.

6. In view of the above circumstances, this Court is of the considered opinion that the impugned order is liable to be set aside. Having regard to the peculiar facts of the case, and considering that the petitioner has suffered a conviction and has already preferred an appeal which is pending before the

appellate Court for examination of the validity and correctness of the judgment of the trial Court, this Court deems it appropriate to interfere.

7. Accordingly, without expressing any opinion on the merits of the case, and leaving it open to the parties to work out their remedies before the appropriate forum in the pending civil suit as well as in the criminal appeal, the Criminal Revision Petition is allowed. The impugned order dated 05.02.2026 passed by the learned appellate Judge in CrI.M.P. No.357 of 2025 in CrI.A. No.101 of 2025 is hereby set aside. The learned appellate Judge is directed to dispose of the appeal, after hearing both sides, in accordance with law, as expeditiously as possible.

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

DR. JUSTICE VENKATA JYOTHIRMAI PRATAPA

Date: 22.04.2026.

KKV

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA

CRIMINAL REVISION CASE NO: 347 OF 2026

Dated 22.04.2026

KKV

HIGH COURT OF ANDHRA PRADESH:: AMARAVATI**MAIN CASE NO.: CRIMINAL REVISION CASE NO: 347 OF 2026****PROCEEDING SHEET**

Sl. No.	Date	ORDER	OFFICE NOTE
3	22.04.2026	<u>Dr.VJP,J</u> Tthe Criminal Revision Case is Allowed. (Vide separate Order) <u>Dr.VJP, J</u> KKV	