



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

[3521]

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

PRESENT

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL PETITION NO: 3180/2026

Between:

1. NUKALA SUDARSHAN BABU, S/O SURYA NARAYANA, AGED ABOUT 55 YEARS, R/O DOOR NO. 29-155-404, SAI AISHWARYA APARTMENT, TEKKE, NANDYAL, KURNOOL DISTRICT.

...PETITIONER/ACCUSED

AND

1. THE STATE OF ANDHRA PRADESH, Rep. by its Public Prosecutor, High Court of Andhra Pradesh, - Nelapadu, Amaravathi, Guntur district

...RESPONDENT/COMPLAINANT

Counsel for the Petitioner/accused:

1. V S MALLIKHARJUNA KULADEEP THOKA

Counsel for the Respondent/complainant:

1. PUBLIC PROSECUTOR

The Court made the following:

ORDER:-

Heard the learned Counsel for the Petitioner and the learned Assistant Public Prosecutor.

2. The Petitioner has questioned the order of return of the petition dated 23.02.2026 passed by the learned Judicial Magistrate of First Class, Nandyal, wherein it was endorsed as follows while returning the petition:

“How is this petition maintainable at this stage? There is no property order, while the accused has admitted the offence under Section 252 of ‘the Cr.P.C.,’ and a fine of Rs. 1,000/- was imposed, along with simple imprisonment till the rising of the Court.”

3. The Petitioner had two options: firstly, to comply with the return endorsement; or secondly, to request the Court to hear the matter on the Bench. Instead of resorting to either of the two options, the Petitioner has approached this Court in haste.

4. Considering the facts and circumstances of the case, the Criminal Petition is disposed of with a direction to the Petitioner to re-submit the returned petition and advance arguments before the learned jurisdictional Magistrate. Upon such re-submission, the learned jurisdictional Magistrate shall bestow due attention and pass appropriate orders in accordance with law within a period of three (03) weeks for the date of receipt of this order. The Registry is directed to return the case bundle to the Petitioner under proper acknowledgment.

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

DR. Y. LAKSHMANA RAO, J

Date: 22.04.2026
KMS

187

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL PETITION No.3180 of 2026

Date:22.04.2026

KMS