

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

TUESDAY ,THE TWENTY FIRST DAY OF APRIL

TWO THOUSAND AND TWENTY SIX



:PRESENT:

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA

IA No. 2 OF 2026

IN

CRLRC NO: 419 OF 2026

Between:

Radi Ramana, S/o.Durgarao, Age about 40 years, R/o. D.No.4-50, Pedanarava post, Pendurthy Mandal, Visakhapatnam District -530 027

...Petitioner/Appellant/Accused

AND

1. Nadigatla Vijaya Lakshmi,, W/o. Srinivasarao, age about 38 years R/o. D.No.4-47, Pedanarava post, Pendurthy Mandal, Visakhapatnam District-530 027.

Respondent/Complainant

2. The State of AP, rep.by Public Prosecutor High Court at Amaravathi, Andhra Pradesh.

...Respondent

Counsel for the Petitioner :A.GOURA SANKARA RAO

Counsel for the Respondent No.2 :PUBLIC PROSECUTOR

Petition 438(1) BNSS 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 and Judgment passed in CrLA.No. 46 of 2021 dt. 16-02-2026 on the file of the VII Addl. District & Sessions Judge, Visakhapatnam in confirming the judgment passed in C.C.No. 349 of 2018 dt. 19-03-2021 on the file of the Learned III Special Magistrate Visakhapatnam, pending disposal of the Criminal Revision Case, in the interest of justice. Pending disposal of CRLRC No. 419 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). The Court made the following

ORDER

The present interlocutory application was filed under Section 438 (1) of BNSS, 2023 by the petitioner to suspend the conviction and sentence dated 19.03.2021 passed in C.C.No.349/2018 on the file of learned III Special Magistrate, Vishakapatnam, which was confirmed vide Judgement dated 16.02.2026 passed in CrI.A.No.46 of 2021 on the file of learned VII Additional District & Sessions Judge, Vishakapatnam 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 III Special Magistrate, Vishakapatnam, 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 III Special Magistrate, Vishakapatnam, on the same day.

ii. The petitioner shall deposit 50% of the cheque amount before the learned III Special Magistrate, Vishakapatnam, within a period of two (2) weeks from this day. In default of deposit of cheque amount, as ordered supra, the interim suspension granted today, shall stand cancelled automatically without further reference to the Court.

The petitioner shall appear before this Court as and when directed.

Sd/-U.SRIDEVI
DEPUTY REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The III Special Magistrate Visakhapatnam, Visakhapatnam District (BY RPAD).
2. One CC to SRI. A.GOURA SANKARA RAO Advocate [OPUC]
3. Two CCs to PUBLIC PROSECUTOR, High Court of Andhra Pradesh [OUT]
4. One spare copy

HIGH COURT

DR.VJP,J

DATED:21/04/2026

LIST THE MATTER AFTER SUMMER VACATION-2026

BAIL

IA No. 2 OF 2026

IN

CRLRC.No.419 of 2026

SUSPENSION

