

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: 422 OF 2026

Between:

1. Bande Siva Sankara Srinivasa Satya Sai Prasad, S/o. Vasantha Rayalu, aged about 62 years, R/o. KVR Apartments, Flat No.D2, D.No.8-5-8, Gandhinagar, Kakinada, East Godavari District.

...Petitioner

AND

1. Basina Mutyala Uma Maheswara Rao, S/o. Veera Bhadra Rao, aged about 35 years, R/o. D.No.32-37-5/A, Water Tank Street, Machavaram, Vijayawada.
2. The State of Andhra Pradesh, Rep. by its Public Prosecutor, High Court of A.P., Amaravati.

...Respondents

Counsel for the Petitioner: Sri A S C Bose

Counsel for the Respondent No.2: Public Prosecutor

Petition under Section 528 of BNSS is filed praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to suspend the sentence of imprisonment and compensation imposed dated 02.01.2023 passed in C.C.No.116/2019 by the I

Special Magistrate, Vijayawada, which was confirmed by the Judgment dated 30.01.2026 passed in CrI.A.No.26/2023 by the XII Additional District & Sessions Judge, Vijayawada, and enlarge the petitioner on bail, Pending disposal of CRLRC No. 422 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 02.01.2023 passed in C.C.No.116/2019 on the file of learned I Special Magistrate, Vijayawada, which was confirmed vide Judgement dated 30.01.2026 passed in CrI.A.No.26 of 2023 on the file of learned XII Additional District & Sessions Judge, Vijayawada 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 Special Magistrate, Vijayawada, 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 I Special Magistrate, Vijayawada, on the same day.

ii. The petitioner shall deposit 50% of the cheque amount before the learned I Special Magistrate, Vijayawada, 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.

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

//TRUE COPY//

Sd/-U.SRIDEVI
DEPUTY REGISTRAR

Shankar
SECTION OFFICER

To,

1. The I Special Magistrate, Vijayawada
2. The XII Additional District & Sessions Judge, Vijayawada
3. Basina Mutyala Lima Maheswara Rao, S/o. Veera Bhadra Rao, aged about 35 years, R/o. D.NO.32-37-5/A, Water Tank Street, Machavaram, Vijayawada.(By RPAD)
4. One CC to Sri A S C Bose, Advocate [OPUC]
5. Two CCs to Public Prosecutor, High Court of Andhra Pradesh [OUT]
6. One spare copy

HIGH COURT

DR.VJP, J

DATED: 21/04/2026

LIST THE MATTER AFTER SUMMER VACATION - 2026

ORDER

IA No. 2 OF 2026

IN

CRLRC NO: 422 OF 2026

INTERIM SUSPENSION

