



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

[3396]

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

PRESENT

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA

CRIMINAL PETITION NO: 3299/2026

Between:

1.MUKIRI ANIL KUMARI, W/O. JACOB PAUL,AGED 51 YEARS,
RESIDING AT D. NO. 5-13-15,NIDUBROLU KYABIN PET, VTC
NIDUBROLU,GUNTUR DISTRICT, ANDHRA PRADESH - 522124,

...PETITIONER/ACCUSED

AND

1.THE STATE OF ANDHRA PRADESH, REP BY ITS PUBLIC
PROSECUTOR,HIGH COURT BUILDINGS, AMARAVATHI.

...RESPONDENT/COMPLAINANT

Petition under Section 437/438/439/482 of Cr.P.C and 528 of BNSS
praying that in the circumstances stated in the Memorandum of Grounds of
Criminal Petition, the High Court may be pleased to grant anticipatory bail to
the petitioner/A3, in the event of her arrest in Crime No. 37/2026 on the file of
Ponnur Town Police Station, Guntur District, and pass

Counsel for the Petitioner/accused:

1.BANDARU RADHIKA

Counsel for the Respondent/complainant:

1.PUBLIC PROSECUTOR

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA**CRIMINAL PETITION NO: 3299/2026****ORDER:**

The instant Criminal Petition is filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023, by the Petitioner/Accused No.3 seeking anticipatory bail in connection with Crime No.37 of 2026 on the file of Ponnur Town Police Station, Guntur District for the offences under Sections 120B, 420, 465, 467, 468, 471 r/w 34 of Indian Penal Code.

2. Sri Ms. Bandaru Radhika, learned counsel for the Petitioner would submit that the Petitioner is innocent of the alleged offences and is falsely implicated with an ulterior motive without there being any incriminating material against her. It is further submitted that the Petitioner is no way concerned with the self-help groups in any aspect, including the allegation of obtaining loans as alleged in the report. Learned counsel further contends that the loan was sanctioned in favour of the SHG, the loan amount was disbursed to their own accounts and that the groups are not in existence. As such, the allegation of forging and withdrawal of the amounts by the Petitioner does not arise. There is no entrustment of any property to the Petitioner. It is further submitted that the Petitioner is an Elected Ward Councillor. Learned counsel brought to the notice of this Court that, vide order dated 16.04.2026 in CrI.P.No.2575, 2547 and 2735 of 2026, this Court granted protection to Accused Nos.2, 4 and 5 in the present crime and directed the police to follow

the procedure contemplated under Section 35(3) of the BNSS, and submits that the same protection may be extended to the present Petitioner also.

3. Ms.K.Priyanka Lakshmi, learned Public Prosecutor opposed the petition and would submit that the investigation is at nascent stage and money trail is yet to be unearthed. Hence, prayed for dismissal of the petition.

4. Considering the submissions made and on perusal of the material on record, the fact remains that no specific allegations are made against the present petitioner; they are only omnibus allegations that she has also played a part in the conspiracy. This is not the stage to decide the culpability by accepting the allegations. Be that as it may, the investigation is not completed and is at a nascent stage, what is the role of the petitioner and her complicity is also not established by this date. In that view, taking into consideration the facts of the case, it is apposite to dispose of the petition with the following:

- a. Investigating Officer is at liberty to complete the investigation, in accordance with law.
- b. In the event of any coercive action sought to be taken against the Petitioner, concerned Police Authorities are directed to scrupulously follow the procedure prescribed under Section 35(3) of BNSS and the guidelines laid down by the Hon'ble Supreme

Court in ***Arnesh Kumar v. State of Bihar***¹, which is reiterated in ***Satender Kumar Antil vs. CBI and another***².

- c. The petitioner shall surrender her passport, if any, to the Investigating Officer. If she claims that she does not have a passport, she shall submit an affidavit to that effect to the concerned Court.
- d. The petitioner shall not leave the country without express permission from the concerned Court.
- e. The petitioner shall not directly or indirectly tamper with evidence nor influence, intimidate, or induce any prosecution witnesses and cooperate in all means for the purpose of investigation.
- f. The petitioner shall appear before the Investigating Officer as and when required and shall cooperate with further investigation, if any and shall provide any information or material documents for the purpose of investigation.
- g. This protection will be continued to the petitioner subject to her conduct and cooperation to the investigation failing which, the prosecution is at liberty to take appropriate steps.
- h. If any incriminating material is found against the Petitioner and if custodial interrogation of the Petitioner is necessary, the

¹ (2014) 8 SCC 273

² 2026 INSC 115

Investigating Officer is at liberty to obtain necessary permission from the jurisdictional Court and proceed in accordance with law.

5. Accordingly, the Criminal Petition is disposed of.

Consequently, miscellaneous applications pending, if any, shall stand closed.

DR.VENKATA JYOTHIRMAI PRATAPA, J

Date: 22.04.2026

Note: Issue CC today,
B/o.
UPS

68

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA

CRIMINAL PETITION NO: 3299 OF 2026

Dt: 22.04.2026

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