



IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI
THURSDAY, THE TWENTY THIRD DAY OF APRIL

TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA

IA No. 1 OF 2026

IN

CRLRC NO: 443 OF 2026

Between:

Thumma Prem Kumar, S/o Late Mallikarjun Reddy, Aged about 30 years, R/o
Tulasi Nagar, Kavurivaripalem Village, Chirala Mandal.

...Petitioner(s)

(Petitioner in CRLRC 443 OF 2026

on the file of High Court)

AND

The State of Andhra Pradesh, rep. by its Public Prosecutor., High Court at
Amaravathi, Velagapudi, Amaravathi, Guntur District, Through Sub Inspector of
Police, Chirala Rural PS, Bapatla District

...Respondent(s)

(Respondents in-do-)

Counsel for the Petitioner :MALIREDDY GOWTHAM

Counsel for the Respondent :PUBLIC PROSECUTOR

Petition under Section 438 (1) of BNSS praying that in the
circumstances stated in the affidavit filed in support of the petition, the High
Court may be pleased to suspend the sentence in Judgment in Criminal
Appeal No.171 of 2017 dated: 06.04.2026 on the file of the I Additional District
& Sessions Judge, Prakasam At Ongole in confirming the conviction passed
by the Assistant Sessions Judge, Chirala in S.C No.217 of 2015

dated;05.09.2017 by enlarging the Petitioner on bail Pending disposal of CRLRC No. 443 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).

ORDER

“Learned counsel for the petitioner/accused would submit that the petitioner has substantial grounds to succeed in the case. It is contended that both the learned trial Court as well as the learned Appellate Court have failed to properly appreciate the material on record and have ignored vital admissions, thereby erroneously convicting the petitioner. Hence, he prays that the petitioner be enlarged on bail.

Learned Assistant Public Prosecutor would submit that notice is served on the defacto-complainant/victim in this matter.

In the circumstances, sentence of imprisonment alone is suspended, pending disposal of the Criminal Revision Case. 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 Additional Judicial Magistrate of First Class, Chirala. The petitioner shall further appear before this Court as and when directed.”

//TRUE COPY//

SD/- N.SRINIVASA RAO
ASSISTANT REGISTRAR
Ganika
SECTION OFFICER

To,

1. The Assistant Sessions Judge, Chirala

2. The Additional Judicial Magistrate of First Class, Chirala
3. The Sub Inspector of Police, Chirala Rural PS, Bapatla District
4. One CC to SRI. MALIREDDY GOWTHAM Advocate [OPUC]
5. Two CCs to PUBLIC PROSECUTOR, High Court of A.P[OUT]
6. **One spare copy**

HIGH COURT

DR.VJP,J

DATED:23/04/2026

LIST THE MATTER IN USUAL COURSE

ORDER

IA No. 1 OF 2026

IN

CRLRC NO: 443 OF 2026

DIRECTION

