

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
TUESDAY, THE FIFTH DAY OF MAY
TWO THOUSAND AND TWENTY SIX



:PRESENT:

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO
CRIMINAL PETITION NO: 3550 OF 2026

Between:

A Ravi Kumar, S/o. Raghava Rao, Aged 52 years, Occ: Additional Programme Officer MNREGS, MPDO Office, V. Kota Mandal Chittoor District, Andhra Pradesh

...Petitioner/A-1

AND

1. The State of Andhra Pradesh, Rep. by its Public Prosecutor, High Court of Andhra Pradesh at Amaravati-522239.

...Respondent/Complainant

2. M S Sankar, S/o. Late M. S. Siva Prakash, Aged about 61 years, Working as Administrative Officer, V. Kota Mandal, MPDO Office, Ramakuppam Village, Chittoor District, A.P.-517424.

...Respondent/De-facto Complainant

Petition under Section 528 of BNSS praying that in the circumstances stated in the memorandum of grounds filed in support of the Criminal Petition, the High Court may be pleased to quash the FIR No. 11 of 2026 of V.Kota Urban Police Station, Chittoor District.

IA NO: 2 OF 2026

Petition under Section 528 of BNSS & Old Under Section 482 of Cr.P.C praying that in the circumstances stated in the memorandum of grounds filed in support of the petition, the High Court may be pleased to stay all further investigation, including arrest of the petitioner in connection with FIR No. 11 of 2026 of V. Kota Urban Police Station Chittoor District, Pending disposal of CRLP 3550 of 2026, on the file of the High Court.

The Petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of SRI PONNADA SREE VYAS Advocate for the Petitioner, and of PUBLIC PROSECUTOR, for the Respondent No.1, the Court made the following **ORDER:**

Since the alleged offences are punishable below seven years, the Investigating Officer is directed to follow Section 35(3) of 'the BNSS'.

The Investigating Officer is directed to complete the investigation and not to finalize the chargesheet.

The allegation levelled against the Petitioner is that he has indulged in commission of offence of cheating and criminal breach of trust.

The offences of cheating and criminal breach of trust would not go together as per the judgment of the Hon'ble Apex Court in Delhi Race Club (1940) Ltd v. State of Uttar Pradesh¹ and also in Arshad Neyaz Khan v. State of Jharkhand².

Post after Summer Vacation, 2026.

The Investigating Officer shall look into the fact that the payments are all made directly to the beneficiaries through online accounts.

//TRUE COPY//

SD/- P.VINOD KUMAR
DEPUTY REGISTRAR
SECTION OFFICER

¹ CrI.A.No.3114 of 2024 dated 23.08.2025

² 2025 SCC OnLine SC 2058

To,

1. The Station House Officer, V.Kota Urban Police Station, Chittoor District.
2. M S Sankar, S/o. Late M. S. Siva Prakash, Aged about 61 years, Working as Administrative Officer, V. Kota Mandal, MPDO Office, Ramakuppam Village, Chittoor District, A.P.-517424. (by RPAD)
3. One CC to SRI. PONNADA SREE VYAS Advocate [OPUC]
4. Two CCs to PUBLIC PROSECUTOR, High Court of Andhra Pradesh [OUT]
5. One spare copy

PSR

HIGH COURT

DR.YLR,J

DATED:05/05/2026

NOTE: Post after Summer Vacation, 2026.

ORDER

CRLP.No.3550 of 2026

DIRECTION

