

HIGH COURT OF ANDHRA PRADESH AT AMARAVATI**MAIN CASE No. CRL.P. No.3544 OF 2026****PROCEEDING SHEET**

Sl. No	DATE	ORDER	OFFICE NOTE
01.	28.04.2026	<u>SS, J</u> <u>CRL.P. No.3544 OF 2026</u> The petitioners are arrayed as accused in C.C. No.110 of 2024 on the file of learned First Class Magistrate, Anaparthi, for the alleged offence punishable under Section 138 of N.I. Act. Learned counsel for the petitioners submits that the alleged cheque issued by the petitioners was returned by the ICICI Bank with an endorsement "kindly contact drawer/drawee bank and present again". Learned counsel further submits that such type of endorsement returned from the banker does not amount to "dishonor of cheque" as enumerated under Section 138 of N.I. Act. He submitted a similar issue was decided by the Hon'ble High Court for the State of Telangana in CrI.P.No.3492 of 2022. Accordingly, learned counsel submits that C.C. No.110 of 2024 on the file of learned First Class Magistrate, Anaparthi, is liable to be quashed. Learned Assistant Public Prosecutor submits that he needs proper instructions to enlighten the	

		matter. Having heard learned counsel for the parties, I find prima facie merit to admit instant criminal petition. Accordingly, the same is admitted. Issue notice to the 2nd respondent. Learned counsel for the petitioners is permitted to take out personal notice to the 2nd respondent by registered post with acknowledgment due and file proof of service in the Registry after ensuing summer vacation 2026. <u>I.A. No.1 of 2026</u> This interlocutory application is filed for stay of all further proceedings in C.C. No.110 of 2026 on the file of the First Class Magistrate, Anaparathi. Considering the facts and circumstances of the case and considering the submission of the parties, there shall be interim stay of all further proceedings in C.C. No.110 of 2024 on the file of the First Cass Magistrate, Anaparathi, till second week after ensuing summer vacation, 2026. List the matter after summer vacation 2026. SS, J BV	
--	--	---	--