

**IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI**

**WEDNESDAY, THE TWENTY NINTH DAY OF APRIL**

**TWO THOUSAND AND TWENTY SIX**

**: PRESENT:**

**THE HONOURABLE SRI JUSTICE SUBHENDU SAMANTA**

**I.A.Nos.2 & 3 OF 2026**

**IN**

**CRIMINAL PETITION NO: 3651 OF 2026**

**Between:**

1. Daka Koti Reddy, S/o. Lakshma Reddy, aged about 64 years, R/o.7<sup>th</sup> cross, 5<sup>th</sup> main, Sadasiva Nagar, Banglore, Karnataka-560080
2. Daka Anuradha, W/o. Daka Koti Reddy, aged about 64 years, R/o. 7<sup>th</sup> Cross, 5<sup>th</sup> main, Sadasiva Nagar, Banglore, Karnataka-560080

**Petitioners/Accused Nos. 1 & 2**

**AND**

1. The State of Andhra Pradesh (Dargamitta Urban Police Station, Sri Potti Sri ramulu Nellore District), Rep. by the Public Prosecutor, High Court Andhra Pradesh at Amaravati.

**Respondent No.1**

2. Dr Iska Anil Kumar Reddy, S/o.Radha Krishna Reddy, aged about 63 years, Occ: Business, D.no.16-1191, Kasturi Devi Nagar, Pogathota Sri Potti Sriramulu Nellore, Andhra Pradesh-524001.

**Respondent No.2/ De-facto Complainant**



**IA NO: 2 OF 2026**

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 direct the respondent police to issue notice to the petitioners/A1 and A2 under section 35(3) of BNSS in FIR No. 50 of 2026 of Dargamitta Urban Town Police Station, Sri Potti Sri Ramulu Nellore District, Pending disposal of CRLP No.3651 of 2026, on the file of the High Court.

**IA NO: 3 OF 2026**

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 stay all further proceedings in FIR.No.50 of 2026 on the file of Dargamitta Urban Town Police Station, Sri Potti Sri Ramulu Nellore District, Pending disposal of CRLP No.3651 of 2026, on the file of the High Court.

The petitions coming on for hearing and upon perusal of the petition and grounds filed in support thereof and upon hearing the arguments of Sri Dirisala Krishna Vamsi, Advocate for the Petitioners and of Public Prosecutor for Respondent No.1, the Court made the following

**ORDER**

**IA.No.2 of 2026 is filed seeking direction upon the investigating agency to issue notice under Section 35(3) of BNSS during the course of investigation.**

**I.A.No.3 of 2026 is filed for stay of all further proceedings in FIR No. 50 of 2026 on the file of Dargamitta Urban Police Station, Sri Potti Sri Ramulu Nellore District.**

**Having heard the learned counsel for the parties, it is directed that investigating authority shall follow law laid down by Hon'ble Supreme Court in *Arnesh Kumar vs State of Bihar* reported in (2014) 8 Supreme Court Cases 273 regarding the guidelines to the police to call the parties under Section 35 (3) of BNSS notice. However, the investigating authority may proceed with investigation in accordance with law, but they shall not take any coercive action against the present petitioners until further orders.**

**SD/- P.SIVA SITA RAMA KUMAR  
ASSISTANT REGISTRAR**

**//TRUE COPY//**

**SECTION OFFICER**

**To,**

1. The Station House Officer, Dargamitta Urban Town Police Station, Sri Potti Sri Ramulu Nellore District
2. Dr Iska Anil Kumar Reddy, S/o.Radha Krishna Reddy, aged about 63 years, Occ:Business, D.no.16-1191, Kasturi Devi Nagar, Pogathota Sri Potti Sriramulu Nellore, Andhra Pradesh-524001. (by RPAD)
3. One CC to Sri Dirisala Krishna Vamsi Advocate [OPUC]
4. Two CCs to Public Prosecutor, High Court of Andhra Pradesh [OUT]
5. One spare copy

**HIGH COURT**

**SS, J**

**DATED: 29/04/2026**

**LIST THE MATTER ON 15.06.2026**

**I.A.Nos.2 & 3 OF 2026**

**IN**

**CRIMINAL PETITION NO: 3651 OF 2026**

**INTERIM DIRECTION**

