

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

FRIDAY, THE FIRST DAY OF MAY
TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL PETITION NO: 3661 OF 2026



Between:

Rudrapogu Jhanson Babu @ Johnson Babu, S/o. Rayanna, aged about 51 years, R/o. D. No.26-17-18, 1 Lane, Ankamma Nagar Guntur City, Guntur District, A.P.

Petitioner/Accused No.3

AND

1. The State of Andhra Pradesh, Rep by its Public Prosecutor, High Court of Andhra Pradesh at Amaravati.
2. Rudrapogu Sara, W/o. Raj Kumar, aged about 24 years, R/o.3 Lane, Ankamma Nagar, Guntur City, Guntur District, A.P.

Respondents

Petition under Section 528 of B.N.S.S. (under section 482 of Cr.P.C), praying that in the circumstances stated in the affidavit filed in support of the Criminal Petition, the High Court may be pleased to Quash the proceedings in Crime No.39/2026 against the MI Petitioner/Accused No.3 for the offence punishable U/s.85,111(2) B.N.S. and Sec.3, 4 of D.P. Act on the file of Mahila Police Station, Guntur District.

IA NO: 2 OF 2026

Petition under Section 528 of B.N.S.S. (under section 482 of Cr.P.C), 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 of all further proceedings including arrest of the Petitioner/Accused No.3 in Crime No.39/2026 for the offence punishable U/s.85, 111(2) B.N.S. and Sec.3, 4 of D.P. Act on the file of Mahila Police Station, Guntur District, until disposal of

the quash petition, Pending disposal of CRLP 3661 of 2026, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the grounds filed in support thereof and upon hearing the arguments of Sri SRINIVASA RAO MODUKURI, Advocate for the Petitioner and of PUBLIC PROSECUTOR for the Respondent No.1, the Court made the following;

ORDER:

“Heard the learned Counsel for the Petitioner and the learned Assistant Public Prosecutor.

Since the alleged offences leveled against the Petitioner/Accused No.3 are punishable with imprisonment for less than seven (07) years, the Investigating Officer is directed to comply with the guidelines issued by the Hon’ble Apex Court in **Arnesh Kumar v. State of Bihar**¹, and also with the provisions of Section 35(3) of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for brevity, ‘the BNSS’). However, the Petitioners shall cooperate with the Investigating Officer for receiving notice under Section 35(3) of ‘the BNSS’, and the Investigating Officer may proceed with further investigation. If the investigation reveals commission of any offence punishable with imprisonment exceeding seven years, the Investigating Officer is at liberty to proceed in accordance with law.

Considering the facts and circumstances of the case, the matter is referred to mediation. Sri R V Surendranath Varma, learned trained mediator is appointed as mediator in this case.

The Secretary, High Court Legal Services Committee, is directed to issue necessary proceedings in that regard.

The fee for the Mediator shall be fixed at a later point of time.

¹ (2014) 8 SCC 273

The Petitioner and Respondent No.2 shall appear before the mediator on 08.05.2026, or on any other date convenient to both parties and the mediator, and shall co-operate with the mediation.

The Station House Officer concerned is hereby directed to drive the parties before the learned trained mediator for amicable settlement.

Post the matter after Summer Vacation-2026, for the Mediator's report."

SD/- U.SRIDEVI
DEPUTY REGISTRAR
UB
SECTION OFFICER

//TRUE COPY//

F

To,

1. The Secretary, High Court Legal Services Committee, High Court of Andhra Pradesh, Amaravati.
2. The Station House Officer, Mahila Police Station, Guntur District (BY SPEED POST) (Secure the presence of parties for Appearance)
3. Rudrapogu Sara, W/o. Raj Kumar, aged about 24 years, R/o.3 Lane, Ankamma Nagar, Guntur City, Guntur District, A.P. (BY SPEED POST)
(Direction to appear before the Mediator on 08.05.2026)
4. One CC to SRI. SRINIVASA RAO MODUKURI Advocate [OPUC]
5. Two CCs to Public Prosecutor, High Court of AP [OUT]
6. One CC to Sri. R.V. Surendranath Varma, Mediator (BY SPECIAL MESSENGER)
7. One spare copy

KJ

HIGH COURT

DR.YLR,J

DATED:01/05/2026

POST THE MATTER AFTER SUMMER VACATION-2026, FOR THE
MEDIATOR'S REPORT

ORDER

CRLP.No.3661 of 2026

APPEARANCE

