

[3396]

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 VENKATA JYOTHIRMAI PRATAPA

IA No. 2 OF 2026
IN
CRLRC NO: 499 OF 2026

Between:

Kandanuri Siddaiah, S/o Kandanuri Raja, Aged about 45 years, R/o
D.No.42/875, M.J.Kunta, Simhapuri Colony Area, Kadapa City, Y.S.R.
Kadapa District- 516002.

(Petitioner)

...Appellant/Accused No.1

AND

The State of Andhra Pradesh, Rep. by its SHO, Chinnachowk Police
Station, Kadapa City, Through Public Prosecutor, High Court of Andhra
Pradesh, Amaravati, Guntur District- 522 238.

Respondent

...(Respondent/Prosecution)

Counsel for the Petitioner: Sri. A SYAM SUNDAR REDDY

Counsel for the Respondent: PUBLIC PROSECUTOR

Petition under Section 528 of BNSS., is filed praying that in the
circumstances stated in the grounds filed in support of the CriminalPetition,
the High Court may be pleased to SUSPEND the sentence imposed by
II Additional Judicial Magistrate of First Class, Kadapa, in C.C.No.988/2023,
dt.30-06-2025, thereby partly confirmed by Principal Sessions Judge, Kadapa
by judgment dt. 18-03-2026 in CrI.A.No.45/2025;

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).

The Court made the following ORDER:

The present interlocutory application was filed under Section 438 (1) of BNSS, 2023 by the petitioner to suspend the conviction and sentence dated 30.06.2025 passed in C.C.No.988/2022 on the file of learned II Additional Judicial Magistrate of First Class, Kadapa which was confirmed vide Judgement dated 18.03.2026 passed in CrI.A.No.45 of 2025 on the file of learned Principal Sessions Judge, Kadapa and enlarge the petitioner/accused on bail, pending disposal of the main Criminal revision case.

Heard the learned counsel for the petitioner and the learned Assistant Public Prosecutor on behalf of the State.

In view of the submissions made, the sentence of imprisonment alone is suspended, pending disposal of the Criminal Revision Case on the following conditions:

- i. The petitioner herein is directed to surrender before the learned II Additional Judicial Magistrate of First Class, Kadapa, within one week from this day and, on such surrender, 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 V Special Magistrate, Visakhapatnam, on the same day.
- ii. The petitioner shall appear before this Court as and when directed.

SD/-K.V.RAGHAVULU
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The II Additional Judicial Magistrate of First Class, Kadapa.
2. The Principal Sessions Judge, Kadapa.
3. One CC to Sri. A SYAM SUNDAR REDDY, Advocate [OPUC]
4. Two CCs to the PUBLIC PROSECUTOR, High Court of Andhra Pradesh, Amaravati. [OUT]
5. **One spare copy**

JSS

HIGH COURT

DR.VJP, J

DATED:05/05/2026

LIST THE MATTER ON 23.06.2026.

ORDER

IA No. 2 OF 2026
IN
CRLRC NO: 499 OF 2026



DIRECTION