

[3521]

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: 3988 OF 2026



Between:

Vajrala Tharaka Prathap Reddy, S/o V.Chandramouli Reddy, Aged about 36 years, Occ: Business, R/o 15-6-94, Redia Bazar, Guntur, Guntur District-522003. (show in FIR as Jagananna Connects)

Petitioner/Accused No.1

AND

1. The State of Andhra Pradesh, Rep by its Public Prosecutor, High Court of Andhra Pradesh.
2. B Murali Prasad, S/o B. Jayachandraiah Aged about 37 years, Occ: Not Known to the Petitioner, R/o 1-130, Netham Kandriaga, Chittoor District

Respondent/Defacto Complainant

Petition under Section 528 of B.N.S.S., praying that in the circumstances stated in the affidavit filed in support of the Criminal Petition, the High Court may be pleased to call for the records in Crime No. 28 OF 2025 on the file of Nagari UPS Police Station, Chittoor District and quash the same the Petitioner/Accused No. 11.

IA NO: 2 OF 2026

Petition under Section 528 of B.N.S.S., 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 Crime No. 28 OF 2025 on the file of Nagari UPS Police Station, Chittoor District, Pending disposal of CRLP 3988 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

RAMALAKSHMANA REDDY SANEPALLI, 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.

The written complaint in FIR.No.28 of 2025 allegedly submitted by one B. Murali Prasad and the complaint in FIR No.484 of 2024 allegedly submitted by one P. Nagaraju are one and the same except mentioning the name of the police station and the date of the complaint.

Considering the facts and circumstances of the case, the alleged offence levelled against the Petitioner is 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 Petitioner 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.

Post after Summer Vacation, 2026.

SD/- T.SRINIVASA RAO
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Station House Officer, Nagari UPS Police Station, Chittoor District

¹(2014) 8 SCC 273

2. B Murali Prasad, S/o B. Jayachandraiah Aged about 37 years, Occ: Not Known to the Petitioner, R/o 1-130, Netham Kandriaga, Chittoor District (by RPAD)
3. One CC to SRI. RAMALAKSHMANA REDDY SANEPALLI Advocate [OPUC]
4. Two CCs to Public Prosecutor, High Court of AP [OUT]
5. One spare copy

KJ

HIGH COURT

DR.YLR,J

DATED:05/05/2026

POST AFTER SUMMER VACATION, 2026

ORDER

CRLP.No.3988 of 2026

DIRECTION

