

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

MONDAY, THE FIFTEENTH DAY OF JUNE

TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE K SURESH REDDY

AND

THE HONOURABLE SRI JUSTICE CHALLA GUNARANJAN

IA No. 2 OF 2026

IN

CRLA NO: 447 OF 2020

Between:

Simbili Ashok Babu @ Ashok, S/o Subramanyam Naidu, Aged about 31 years, R/o. D.No 57/6, Sathyammakoil Street, Nadupu Peddanaidupalem Village, Ponnai Post, Katpadi Tq

...Petitioner

(Petitioner/Accused No.1 in CRLA 447 OF 2020

on the file of High Court)

AND

1. The State of Andhra Pradesh, Rep. by Public Prosecutor, High Court at Amaravathi.

...Respondent(s)

(Respondent/Respondent in-do-)

2. K.Bharadhi, S/o Late Kanniappa Road, Theruvu Thandrai Village, Cheyyar Taluk, Tiruvannamalai District, TN
3. Maharaja Nadar Laxhmanan, S/o Maharaja Nadar, R/o D.No.657, Vottathieruvu Puthiyamputhur Village, Vottatidaram Taluk, Thuthukudi District, Tamil Nadu

...Respondents/Appellant No.2 & 3



Petition under Section 430(1) of BNSS/ Under Section 389(1) of Cr.P.C praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to release the petitioner on bail by suspending the operation of the sentence passed in S.C.No.28 OF 2019 by the learned III Additional District and Sessions Judge, Tirupathi dt.16.06.2020 and enlarge the petitioner/Accused No.1 on bail, pending disposal of CRLA No. 447 of 2020, on the file of the High Court.

Counsel for the Petitioner/Accused No.1 :M/s VMR LEGAL

Counsel for the Respondent No.1:PUBLIC PROSECUTOR

The Court made the following

ORDER:

The present application is filed by the petitioner/appellant No.1/A.1 under Section 430(1) of Bharatiya Nagarik Suraksha Sanhita, 2023, seeking his release on bail by suspending the sentence of imprisonment imposed by the learned III Additional District and Sessions Judge, Tirupathi, vide S.C.No.28 of 2019, dated 16.06.2020, pending the present Criminal Appeal before this Court.

2. The learned counsel for the petitioner/A.1 contends that immediately after pronouncement of judgment, the petitioner/A.1 was taken into custody and the petitioner/A.1 is undergoing imprisonment in Central Prison, Kadapa. He further contends that the petitioner/A.1 has undergone five (05) years of actual sentence. The learned counsel for the petitioner/appellant No.1/A.1 further contends that as the appeal is of the year-2020, it takes some more time to come up for "Hearing". As such, he requests this Court to enlarge the petitioner/appellant No.1/A.1 on bail in terms of the order, dated 02.11.2016, passed by the Combined High Court in *Batchu Rangarao and others Vs The State of Andhra Pradesh (Crl.A.M.P.No.1687 of 2016 in Crl.A.No.607 of 2011)*.

3. On the other hand, the learned Additional Public Prosecutor, on instructions, states that the case of the petitioner/appellant No.1/A.1 does not fall within the prohibitory categories as envisaged in the above referred order.

4. In view of the same, this Court is inclined to enlarge him on bail by suspending the sentence of imprisonment imposed by the learned Sessions Judge pending the present Criminal Appeal.

5. The petitioner/appellant No.1/A.1 is directed to be released on bail on his executing a personal bond for Rs.20,000/- (Rupees Twenty Thousand only) with two (02) sureties for a like sum each to the satisfaction of the learned II Additional Judicial Magistrate of First Class, Tirupati.

6. The petitioner/appellant No.1/A.1 is directed to report before the concerned Station House Officer i.e., Inspector of Police, East Police Station, Tirupati, once in a month, i.e., on the 1st of every month. In the event of failure to report as directed, the concerned Station House Officer is at liberty to initiate appropriate proceedings by approaching this Court for cancellation of bail. The petitioner /appellant No.1/A.1 is further directed to appear before this Court without fail on all dates when the case stands posted for hearing. If the petitioner is found to be involved in any other criminal case during the pendency of the bail period, or if he violates any of the conditions imposed by this Court, the learned Public Prosecutor is at liberty to approach this Court by filing an appropriate petition seeking cancellation of bail.

7. Accordingly, with the above directions, the present application is allowed.

//TRUE COPY//

Sd/-CH.R.N.SAROJINI
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The III Additional District and Sessions Judge, Tirupathi
2. The Superintendent, Central Prison, Kadapa, YSR Kadapa District
3. The Station House Officer, East Police Station, Tirupati, Tirupati District
4. One CC to M/s VMR LEGAL, Advocate [OPUC]
5. Two CCs to PUBLIC PROSECUTOR, High Court of Andhra Pradesh
[OUT]
6. Two spare copies

PSR

HIGH COURT

KSR,J
&
CGR,J

DATED:15/06/2026

IA No. 2 OF 2026
IN
CRLA NO: 447 OF 2020

ALLOWED

