

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

FRIDAY, THE NINETEENTH DAY OF JUNE

TWO THOUSAND AND TWENTY SIX

:PRESENT:

HONOURABLE Mrs. LISA GILL, THE CHIEF JUSTICE

AND

THE HONOURABLE SRI JUSTICE NINALA JAYASURYA

IA No. 2 OF 2026

IN

WP(PIL) NO: 127 OF 2026

Between:

Kasukurthi Agaman Raj, S/o Sri Kasukurthi Srinivasarao, Aged about 29 years, R/o H.No. 14-242, Ambedkar Nagar, Tangutur Mandalam, Tangutur, Prakasam District - 523274, (PAN FLUPK6378D) (Aadhaar No. 4566 3284 5565)

...Petitioner

(Petitioner in WP(PIL) 127 OF 2026

on the file of High Court)

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Home Department, Secretariat Buildings, Velagapudi, Amaravati, Guntur District - 522238.
2. The Director General of Police, Andhra Pradesh Police Headquarters, Mangalagiri, NH, Guntur District - 522503.
3. The Superintendent of Police, District Police Office, Near Old Bus Stand, A-Camp, Kurnool, Andhra Pradesh - 518001
4. The Sub-Divisional Police Officer, Yemmiganur Sub-Division, Shilpa Estate, D-138, Venkatapuram, Yemmiganur, Kurnool District, A.P. - 518360.
5. The Circle Inspector of Police, Yemmiganur Circle, Kurnool District.
6. The Station House Officer, Kowthalam Police Station, Kurnool District.

7. The Special Investigation Team, Headed by Supraja, O/o. Director General of Police, Andhra Pradesh Police Headquarters, Mangalagiri, NH, Guntur District - 522503.
8. The Central Bureau of Investigation, Rep. by its Director, Head Office, Plot Number 5-B, CGO Complex, Lodhi Road, New Delhi - 110003
9. The Union of India, rep. by its Secretary, Ministry of Home Affairs, North Block, New Delhi - 110001.

...Respondents
(Respondents in-do-)

Counsel for the Petitioner :Sri Gundala Siva Prasada Reddy

**Counsel for the Respondent Nos.1 to 7 :Mrs.S.Pranathi, Special
Government Pleader**

**Counsel for the Respondent No.8: Sri PSP Suresh Kumar, Special Public
Prosecutor**

Petition under Section 151 of CPC is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the jurisdictional Judicial Magistrate of the First Class having jurisdiction over the hospital where the accused Begari Dargappa @ Bhyagari Dargappa (A-1 in Crime No. 111 of 2024 of Kowthalam Police Station) is presently admitted, to forthwith proceed to the said hospital and record his statement / dying declaration under Section 183 of the Bharatiya Nagarik Suraksha Sanhita, 2023, preferably by audio-video electronic means, after obtaining a certificate of fitness from the treating Medical Officer; which statement so recorded, together with the medical records, be placed in a sealed cover and produced before this Hon'ble Court; Pending disposal of WP(PIL) No. 127 of 2026, on the file of the High Court.

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).

ORDER:

This application has been filed by way of House Motion by learned counsel for petitioner and is taken up at 08.30 P.M. It is alleged that accused, Begari Dargappa, in Crime No.111 of 2024, was taken in custody and has been subjected to custodial violence. It is further submitted that he is a material and crucial witness in the matter as to whether one, Smt. Mala Gangamma, was subjected to custodial torture by Special Investigation Team (SIT) and other allegations as have been raised in the writ petition.

We have called upon learned counsel for respondent Nos. 1 to 7 to inform us about status/condition of said accused.

Mrs. S. Pranathi, learned Spl. Government Pleader, on instructions, submits that the accused was indeed admitted to hospital though for some health issues as reported and that, as of now, he is fine and is to be discharged today from Kurnool Government Hospital.

Keeping in view facts and circumstances, it is directed that in case said accused, Begari Dargappa, has been discharged from hospital, he be produced forthwith before the jurisdictional Magistrate, and in case he is still in hospital, the jurisdictional Magistrate be asked to proceed to the hospital for recording statement of said accused.

Learned jurisdictional Magistrate be informed immediately by the Registry as well. Soft copy of the petition as well as application be transmitted to him.

Copy of said statement be placed before this Court on 23.06.2026, when this writ petition is posted for hearing.


JOINT REGISTRAR

//TRUE COPY//

To,

1. **The Registrar (Judicial), High Court of Andhra Pradesh at Amaravati (by Special Messenger)**
2. The Principal Secretary, Home Department, State of Andhra Pradesh, Secretariat Buildings, Velagapudi, Amaravati, Guntur District - 522238.
(by Special Messenger)
3. The Director General of Police, Andhra Pradesh Police Headquarters, Mangalagiri, NH, Guntur District - 522503.
4. The Superintendent of Police, District Police Office, Near Old Bus Stand, A-Camp, Kurnool, Andhra Pradesh - 518001
5. The Sub-Divisional Police Officer, Yemmiganur Sub-Division, Shilpa Estate, D-138, Venkatapuram, Yemmiganur, Kurnool District, A.P. - 518360.
6. The Circle Inspector of Police, Yemmiganur Circle, Kurnool District.
7. The Station House Officer, Kowthalam Police Station, Kurnool District.
8. Smt Supraja, Head, Special Investigation Team, O/o. Director General of Police, Andhra Pradesh Police Headquarters, Mangalagiri, NH, Guntur District - 522503.
9. The Director, Central Bureau of Investigation, Head Office, Plot Number 5-B, CGO Complex, Lodhi Road, New Delhi - 110003
10. The Secretary, Union of India, Ministry of Home Affairs, North Block, New Delhi - 110001. **(Addressees 3 to 10 By Speed Post)**
11. One CC to SRI. GUNDALA SIVA PRASADA REDDY Advocate [OPUC]
12. Two CCs to GP FOR HOME, High Court of Andhra Pradesh. [OUT]
13. One CC to SRI PSP SURESH KUMAR, SPECIAL PUBLIC PROSECUTOR [OUT]
14. **Two spare copies**

PSR

HIGH COURT

**HC,J
&
NJS,J**

DATED:19/06/2026

NOTE: POST THE MATTER ON 23.06.2026.

ORDER

**IA No. 2 OF 2026
IN
WP(PIL) NO: 127 OF 2026**

DIRECTION

