

APHC010308482026



**IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI
(Special Original Jurisdiction)**

[3504]

FRIDAY, THE 3rd DAY OF JULY 2026

PRESENT

THE HONOURABLE SRI JUSTICE MAHESWARA RAO KUNCHEAM

CRIMINAL PETITION NO: 4889/2026

Between:

1.Y VENKATA RAMANA ALIAS CHINNA, S/O. LATE VENKATA RAMANA, AGED ABOUT 42 YEARS, R/O. D.NO.4/6, RAMALAYAM STREET, PRODDATUR ROAD, MYDUKUR TOWN MANDAL, Y.S.R. KADAPA DISTRICT.

...PETITIONER/ACCUSED

AND

1.THE STATE OF ANDHRA PRADESH, Rep. by its Public Prosecutor, High Court of Andhra Pradesh, At Amaravati.

...RESPONDENT/COMPLAINANT

Petition under Section 437/438/439/482 of Cr.P.C and 528 of BNSS praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court pleased to quash the proceedings against the petitioner/accused No. 17 in Crime No.113 of 2026 of Proddatur I Town Police Station, Y.S.R. Kadapa District and pass

IA NO: 1 OF 2026

Petition under Section 482 of Cr.P.C and 528 of BNSS praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to dispense with the filing of certified copy of FIR in Crime No.113 of 2026 of Proddatur I Town Police Station, Y.S.R. Kadapa District and pass

IA NO: 2 OF 2026

Petition under Section 482 of Cr.P.C and 528 of BNSS praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to stay of all further proceedings against the petitioner/accused No. 17 in Crime No.113 of 2026 of Proddatur I Town Police Station, Y.S.R. Kadapa District and pass

Counsel for the Petitioner/accused:

1.D PURNACHANDRA REDDY

Counsel for the Respondent/complainant:

1.PUBLIC PROSECUTOR

The Court made the following:

THE HONOURABLE SRI JUSTICE MAHESWARA RAO KUNCHEAM**CRIMINAL PETITION NO: 4889 of 2026****ORDER:-**

Instant Criminal Petition, under Section 528 of the Bharatiya Nagarik Suraksha Sanhitha, 2023, has been filed on behalf of the petitioner herein, seeking to quash the FIR in Crime No.113 of 2026 of Proddatur I Town Police Station, YSR Kadapa District, for the offences punishable under Section 111(2) read with 3(5) of the Bharatiya Nyaya Sanhita, 2023 and Section 9(1) of the A.P. Gaming Act, 1974.

2. Heard learned counsel for the petitioner and learned Assistant Public Prosecutor appearing on behalf of respondent-State.

3. Learned counsel for the petitioner after arguing for some time, has confined his argument to the extent of dispensing with the presence of the petitioner herein before the Trial Court.

4. On the other hand, learned Assistant Public Prosecutor contended that specific accusations have been made as against the petitioner herein and truth or otherwise of the said accusations has to be decided during the course of trial, hence, there are no grounds to quash the proceedings at this stage.

5. Since there are specific accusations that have been made as against the petitioner herein, which are all disputed questions of fact, the same can be decided during the course of trial, and this Court, in a petition filed under

Section 528 of BNSS, 2023 corresponding to Section 482 Cr.P.C., would not be in a position to conduct roving enquiry into the disputed questions of fact and quash the proceedings at this stage.

6. Accordingly, the Criminal Petition is disposed of.

Interlocutory applications, if any, pending shall stand closed.

JUSTICE MAHESWARA RAO KUNCHEAM

Date: 03.07.2026

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03.07.2026

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