

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

FRIDAY, THE TWENTY FIRST DAY OF MARCH,
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

HONOURABLE DR JUSTICE Y. LAKSHMANA RAO
CRIMINAL REVISION CASE NO: 1718 OF 2011

Between:

Syed Mohammed Ghouse, S/o. Syed Bhsheeruddin, Age 43 years, Occ:
Employee, R/o, Employee in Sub Collector Office, Rampachodavaram,
East Godavari District.

...Petitioner/Appellant/Accused

AND

The State of Andhra Pradesh, Rep. by its Public Prosecutor, High Court of
Andhra Pradesh, Amaravati.

...Respondent/Respondent/Complainant

Revision filed under Sections 397 and 401 of Cr.P.C., against the
orders passed in C.A.No. 30 of 2010 on the file of the III Additional District and
Sessions Judge, Kakinada by its orders dated 05-08-2011 confirming the
orders passed in C.C.No. 37 of 2009 on the file of the Judicial Magistrate of
First Class Special Mobile Court: Kakinada by its orders dated 04-02-2010;

IA NO: 1 OF 2011(CRL.R.C.M.P.2563 OF 2011)

Petition under Section 397(1) of CPC, praying that in the circumstances
stated in the affidavit filed in support of the petition, the High Court may be
pleased to suspend the sentence awarded in C.C.No. 37 of 2009 on the file of
the Court of the Judicial Magistrate First Class, Special Mobile Court:
Kakinada dated 04-02-2010 as confirmed by the orders passed in Crl.A.No.
30 of 2010 on the file of the Court of the III Additional District and Sessions
Judge, Kakinada dt: 05-08-2011 and release him on bail, pending disposal of
CRLRC 1718 of 2011, on the file of the High Court.

The Revision coming on for hearing, upon perusing the Petition and the grounds filed in support thereof and the earlier order of the High Court dated 25.08.2011 made in CrI.R.C.M.P.No.2563 of 2011 made herein and having observed that there is no representation for the petitioner, the Court made the following

ORDER:

“No representation for the petitioner in spite of there being penultimate order passed on 07.03.2025.

The revision case which was filed against the concurrent conviction for the alleged offence under Section 138 of the Negotiable Instrument Act, which is compoundable as per Section 147 of the Negotiable Instrument Act.

The revision is one of the oldest cases pending on the file of this Court.

Issue Bailable Warrant to the petitioner/ accused through the Superintendent of Police concerned.

After his arrest, he shall be produced before the learned Judicial Magistrate I Class Special Mobile Court, Kakinada, who shall release him on furnishing bond for a sum of Rs.10,000/- with two sureties for a like sum each to the satisfaction of the learned Judicial Magistrate I Class Special Mobile Court, Kakinada.

In case, if the petitioner does not appear before this Court for giving due instructions to his learned counsel, the order dated 25.08.2011, granting suspension of the sentence and enlarging the petitioner on bail would be recalled/ cancelled.

The petitioner shall furnish an undertaking before the learned Judicial Magistrate I Class Special Mobile Court, Kakinada, that he would give instructions to his counsel before the High Court for disposal of the revision case.

List the matter on 25.04.2025.”

//TRUE COPY//

SD/- E.KAMESWARA RAO
JOINT REGISTRAR

SECTION OFFICER

To,

1. **The Registrar (Judicial)**, High Court of Andhra Pradesh at Amaravati.
2. The Judicial Magistrate First Class Special Mobile Court at Kakinada.
3. The III Additional District and Sessions Judge, Kakinada.
4. The Superintendent, Central Prison, Rajamahendravaram.
5. The Superintendent of Police, Alluri Sitharama Raju District.(Addressee Nos. 2 to 5 **By Speed Post**)
6. The Section Officer, Criminal Section, High Court of A.P., Amaravati.
7. One CC to SRI E.S.R.PRASAD, Advocate[OPUC]
8. Two CCs to PUBLIC PROSECUTOR, High Court of A.P., Amaravati.[OUT]
9. One spare copy.

PSD

HIGH COURT

DR.YLR,J

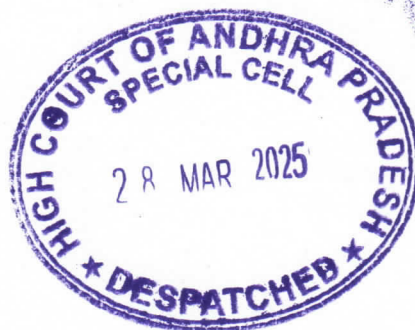
DATED:21/03/2025

NOTE: LIST THE MATTER ON 25.04.2025

ORDER

CRLRC.No.1718 of 2011

DIRECTION



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FRIDAY, THE TWENTY FIRST DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL REVISION CASE NO: 1718 OF 2011

Between:

Syed Mohammed Ghouse, S/o. Syed Bhsheeruddin, Age 43 years, Occ:
Employee, R/o, Employee in Sub Collector Office, Rampachodavaram,
East Godavari District.

...Petitioner/Appellant/Accused

AND

The State of Andhra Pradesh, Rep. by its Public Prosecutor, High Court of
Andhra Pradesh, Amaravati.

...Respondent/Respondent/Complainant

Whereas the Revision filed under Sections 397 and 401 of Cr.P.C.,
against the orders passed in C.A.No. 30 of 2010 on the file of the III Additional
District and Sessions Judge, Kakinada by its orders dated 05-08-2011
confirming the orders passed in C.C.No. 37 of 2009 on the file of the Judicial
Magistrate of First Class Special Mobile Court: Kakinada by its orders dated
04-02-2010;

And whereas the Revision coming on for hearing, upon perusing the
Petition and the grounds filed in support thereof and the earlier order of the
High Court dated 25.08.2011 made in CrI.R.C.M.P.No.2563 of 2011 made
herein and having observed that there is no representation for the petitioner,
directed the registry to issue Bailable Warrant to the Petitioner/accused
through the Superintendent of Police.

Therefore, You Viz:

The Superintendent of Police, Alluri Sitharama Raju District.



are hereby directed to arrest the Petitioner/accused viz; Syed Mohammed Ghouse, S/o. Syed Bhsheeruddin, Age 43 years, Occ: Employee, R/o, Employee in Sub Collector Office, Rampachodavaram, East Godavari District, wherever he is found and produce him bodily under safe custody and conduct before the **Judicial Magistrate I Class Special Mobile Court, Kakinada**.

On such production, if the said Revisionist furnishes a personal bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties for a like sum each to the satisfaction of **the Judicial Magistrate I Class Special Mobile Court, Kakinada**, he shall be released on bail and the Petitioner shall furnish an undertaking before the **Judicial Magistrate I Class Special Mobile Court, Kakinada**, that he would give instructions to his counsel before the High Court for disposal of the revision case.

You are also further directed to return this warrant as early as possible preferably on or before **25.04.2025** to this Court with a detailed report stating the manner in which it has been executed.

Herein fail not.

E. Kameswara Rao
JOINT REGISTRAR
28/3/25

To,

1. **The Registrar (Judicial)**, High Court of Andhra Pradesh at Amaravati.
2. The Superintendent of Police, Alluri Sitharama Raju District. **(By Speed Post)**
3. One spare copy.

PSD

HIGH COURT

DR.YLR,J

DATED:21/03/2025

NOTE: LIST THE MATTER ON 25.04.2025

ORDER

CRLRC.No.1718 of 2011

BAILABLE WARRANT

