



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

[3327]

**TUESDAY, THE TWENTY FOURTH DAY OF MARCH
TWO THOUSAND AND TWENTY SIX**

**PRESENT
THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY**

CRIMINAL PETITION NO: 5892/2021

Between:

**1.PATHAN BHAVAJAN, S/O BUDAN KHAN@BUDAM
KHAN,AGED ABOUT 37 YEARS,R/O RAGHAVAIAHPET
NAGAR,SULLURPET TOWN,SPSR NELLORE DISTRICT
...PETITIONER/ACCUSED
AND**

**1.THE STATE OF ANDHRA PRADESH, rep by its Public
Prosecutor,High Court at Amaravathi
...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 may be pleased to call for the records pertaining to and in connection with Crime (FIR) No.57 OF 2021 of sullurpet PS SPSR Nellore District and quash the same in so far as the petitioner is concerned and to pass such may be pleased to stay all further proceedings including the arrest of the petitioner in Crime (FIR) No.57 of 2021 of sullurpet PS SPSR Nellore District pending disposal of the above criminal petition and pass such

IA NO: 1 OF 2021

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 may be pleased to dispense with of filing certified copy of the FIR in Crime (FIR) No.57 of 2021 of sullurpet Police Station,SPSR

Nellore District pending disposal of the above criminal petition and pass such

IA NO: 2 OF 2021

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 may be pleased to stay all further proceedings including the arrest of the petitioner in Crime (FIR) No.57 of 2021 of sullurpet Police Station,SPSR Nellore District pending disposal of the above criminal petition and pass such

Counsel for the Petitioner/accused:

1.P RAVI KIRAN

Counsel for the Respondent/complainant:

1.PUBLIC PROSECUTOR (AP)

The Court made the following ORDER:

This Criminal Petition, under Section 482 Cr.P.C., has been filed by the petitioner herein/Accused to quash the proceedings in Crime No.57 of 2021 of Sullurupet Police Station, SPSR Nellore District, registered for the offences punishable under Sections 272, 273 IPC, Section 20(2), 22 of the Cigarettes and Other Tobacco Products Act.

2. Today, when the matter came up for hearing, learned Assistant Public Prosecutor, on written instructions, submits that the police, after conducting investigation in the aforesaid crime, filed charge sheet, which was taken on file as CC No.462 of 2021 on the file of the learned Additional Judicial Magistrate of First Class, Sullurupeta. He further submits that the said case ended in acquittal on 11.12.2021 and, in view of the same, nothing

survives for adjudication in the Criminal Petition and the matter has become *in fructuous*.

3. Recording the said submission, the Criminal Petition is dismissed as *in fructuous*.

As a sequel thereto, the miscellaneous petitions, if any, pending in this Criminal Petition shall stand closed.

K. SREENIVASA REDDY, J.

Date:24.03.2026

sj

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HON'BLE SRI JUSTICE K. SREENIVASA REDDY

Criminal Petition No.5892 of 2021

Date:24.03.2026

sj