

APHC010412132025



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

[3396]

TUESDAY, THE TWELFTH DAY OF AUGUST
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA

WRIT PETITION NO: 21036/2025

Between:

1. BODEPUDI SIVA BRAHMA NARAYANA CHOWDARY, S/O. HANUMAIAH, AGED ABOUT 51 YEARS, R/O. 29-31-2, MADHIREDDY VARI STREET, BESIDE MYNENI SUBBARAO HOSPITAL, PRAKASAM ROAD, SURYARAOPET, VIJAYAWADA (URBAN).

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARIAT, DEPARTMENT OF HOME AFFAIRS, SECRETARIAT, VELAGAPUDI, AMARAVATI, GUNTUR DISTRICT.
2. THE DIRECTOR GENERAL OF POLICE, D.G.P. OFFICE, POLICE HEAD QUARTERS, MANGALAGIRI, GUNTUR DISTRICT.
3. THE COMMISSIONER OF POLICE, NTR COMMISSIONERATE, VIJAYAWADA.
4. THE STATION HOUSE OFFICER, MACHAVARAM POLICE STATION, VIJAYAWADA.

...RESPONDENT(S):

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a Writ or Order or direction more particularly one in the nature, of WRIT OF MANDAMUS declaring the action of the respondents, more particularly the action of the respondent, the Station House Officer,

Machavaram Police Station, Vijayawada, repeatedly calling the petitioner to the police station without the registration of any crime or any reason or justification and without following due process of law as highly arbitrary, illegal, unreasonable, violative of the Articles 14, 19 and 21 of the Constitution of India, 1949 and violative of the provisions of the Bharatiya Nagarik Suraksha Sanhitha, 2023, and consequently direct the respondents more particularly the 4th respondent authorities not to call the petitioner to the police station unnecessarily, without following due process of law and further direct the respondents not to take any coercive steps against the petitioner and pass such

IA NO: 1 OF 2025

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased be pleased to direct the respondents not to call the petitioner to the police station unnecessarily without following due process of law and pass such

Counsel for the Petitioner:

1.KILARU NITHIN KRISHNA

Counsel for the Respondent(S):

1.GP FOR HOME

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA**WRIT PETITION NO: 21036 of 2025****ORDER:**

This Writ Petition is filed under Article 226 of Constitution of India with the following prayer for:

“...pleased to issue a Writ or Order or direction more particularly one in the nature, of WRIT OF MANDAMUS declaring the action of the respondents, more particularly the action of the respondent, the Station House Officer, Machavaram Police Station, Vijayawada, repeatedly calling the petitioner to the police station without the registration of any crime or any reason or justification and without following due process of law as highly arbitrary, illegal, unreasonable, violative of the Articles 14, 19 and 21 of the Constitution of India, 1949 and violative of the provisions of the Bharatiya Nagarik Suraksha Sanhitha, 2023, and consequently direct the respondents more particularly the 4th respondent authorities not to call the petitioner to the police station unnecessarily, without following due process of law and further direct the respondents not to take any coercive steps against the petitioner and pass such...”

2. When the matter was taken up for hearing, Sri V.Farooq, learned Assistant Government Pleader for Home for the respondents, on written instructions, would submit that basing on the complaint given by one Dr.Yashwanth Koppala, preliminary enquiry is conducted. The petitioner was called to the police station for preliminary enquiry only.
3. Learned counsel for the petitioner would submit that recording the same, the petition may be disposed of.
4. Recording the above said submission, the Writ petition is disposed of. There shall be no order as to costs.

As a sequel thereto, miscellaneous petitions pending, if any, shall stand closed.

Dr. JUSTICE VENKATA JYOTHIRMAI PRATAPA

Date: 12.08.2025.
UPS

154

HON'BLE DR. JUSTICE VENKATA JYOTHIRMAI PRATAPA

W.P.No.21036 of 2025

Dated.12.08.2025

UPS