

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

FRIDAY ,THE TWENTY THIRD DAY OF JANUARY

TWO THOUSAND AND TWENTY SIX

:PRESENT:

HONOURABLE SRI JUSTICE K SURESH REDDY

AND

HONOURABLE SRI JUSTICE GANNAMANENI RAMAKRISHNA PRASAD

CRIMINAL APPEAL NO: 326 OF 2017

Between:

Revuri Penchalaiah, S/o Penchalaiah, Aged about 30yrs, R/o Harijanawada,
Kaluvoy Village, SPSR Nellore District.

...Appellant/Accused

AND

The State of Andhra Pradesh, Rep. by its Public Prosecutor, High Court of
Judicature at Amaravathi

Respondent/Complainant

Petition under Section 374(2) of Cr.P.C is filed, praying that in the
circumstances stated in the affidavit filed in support of the Criminal Petition,
the High Court may be pleased to present this Memorandum of Grounds of
Criminal Appeal against the Judgment dt.21.10.2016 passed in
S.C.No.184/2015 on the file of the IV Addl. District and Sessions Judge,
Nellore.

IA NO: 1 OF 2021

Petition under Section 389(1) of Cr.P.C. is filed praying that in the
circumstances stated in the affidavit filed in support of the petition, the High
Court may be pleased to suspend the execution of sentence passed in
S.C.No. 184 of 2015 on the file of IVth Additional District & Sessions Judge,
Nellore, judgement Dated 21-10-2016, and release the petitioner on bail,
Pending disposal of CRLA 326 of 2017, on the file of the High Court.



IA NO: 2 OF 2017[CRLRC.M.P.NO.678 OF 2017]:

Petition under Section 389(1) of Cr.P.C. is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to suspend the execution of sentence dt. 21.10.2016 passed in S.C.No.184 of 2015 on the file of the IV Addl. District and Sessions Judge, Nellore and release the petitioner on bail, Pending disposal of CRLA 326 of 2017, on the file of the High Court.

IA NO: 1 OF 2022

Petition under Section 389(1) of Cr.P.C. is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to suspend the execution of sentence passed in S.C.No. 184 of 2015 on the file of IVth Additional District & Sessions Judge, Nellore, arising out of Crime No. 74 of 2015 of II Town Police Station, Nellore, Pending disposal of CRLA 326 of 2017, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the memorandum filed in support thereof and the order of the High Court dated 25.07.2025, 10.10.2025 , 31.10.2025 & 12.12.2025 made herein and upon hearing the arguments of Sri G.Vijaya Saradhi, Advocate for the Petitioner and Sri M.Lakshmi Narayana, learned Public Prosecutor for the Respondent, the Court made the following;

ORDER:

“In compliance with the Order of this Court dated 12.12.2025, the Principal Secretary, Home Department has filed an Affidavit dated 22.01.2026 and the Standard Operation Procedures/Training Modules for Forensic Experts, Forensic Doctors, Judicial Officers and Police Personnel who are dealing with the medicolegal cases. Since the Standard Operation Procedure/Training Module had been furnished only today, we intend to sift through these documents and express our opinion on the next date of hearing.

Training Module for the Judicial Officers:

2. Insofar as the Standard Operation Procedures/Training Modules pertaining to the Judicial Officers are concerned, we are of the considered opinion that the Andhra Pradesh State Judicial Academy should also be involved for vetting the Standard Operation Procedures/ Training Modules filed by the Principal Secretary, Home Department and also to incorporate some precedents of the Hon'ble Supreme Court as well as the High Courts as part of the Training Module for the Judicial Officers.

3. In the case of Dayal Singh and Others Vs. State of Uttaranchal: (2012) 8 SCC 263), the Hon'ble Supreme Court had the occasion to deal with the Investigation Officers as well as the Medical Experts, who are responsible for a shoddy investigation which has the tendency or propensity of endangering the credibility of the case of the prosecution and also which has the tendency of causing cracks/dents to the substratum of the evidence gathered in Criminal Cases. In cases where there is culpability, initiation of Criminal and departmental action and in the cases where the Officers (Police/medical experts) unwittingly or negligently weakens the bedrock of any Criminal Case, the Hon'ble Apex Court suggested for initiation departmental action.

4. Keeping these aspects in mind, we are of the opinion that the Crime Investigators (Police Personnel) as well as the Medical Experts who conduct Post Mortem examination should also be apprised adequately as regards the consequences that can ensue out of a shoddy investigation either willfully done or otherwise.

5. Therefore, we direct the Principal Secretary, Department of Home to incorporate the following cases into the Standard Operation Procedures/Training Modules meant for Police Personnel and Medical Experts/ Forensic Experts:

(i) Nagesh v. State of Karnataka: (2012) 6 SCC 477

(ii) Dayal Singh and Others Vs. State of Uttaranchal: (2012) 8 SCC 263)

(iii) Gajoo v. State of Uttarakhand: (2012) 9 SCC 532

(iv) Sahabuddin v. State of Assam: (2012) 13 SCC 213

(v) Karan Singh v. State of Haryana: (2013) 12 SCC 529

(vi) Bharati Tamang v. Union of India: (2013) 15 SCC 578

(vii) State of Gujarat v. Kishanbhai: (2014) 5 SCC 108

(viii) Ankush Maruti Shinde v. State of Maharashtra: (2019) 15 SCC 470

(ix) Revuri Penchalaiah V. State of Andhra Pradesh: MANU/AP/1362/2023

(x) Kalawati Rawat V. State of Uttarakhand: 2018 SCC OnLine Utt 1089

6. The Registrar (Judicial) is directed to convey a copy of this Order to the Director, Andhra Pradesh State Judicial Academy, Mangalagiri to ensure the appearance of the Director on the next date of listing either in person or through the Counsel.

7. The Registry is directed to convey the copies of the Orders of this Court and also the Standard Operation Procedures to the Director, Andhra Pradesh Judicial Academy.

8. Ld. Public Prosecutor is directed to convey the copies of the Orders of this Court and also the Standard Operation Procedures which have been evolved for the purpose of Post Mortem Examination and also the Standard Operation Procedures/Training Modules which are prepared for training the Medical Experts/Forensic Experts, Judicial Officers and the Police Personnel.

9. List on 13.02.2026."

SD/-K.V.RAGHAVULU
ASSISTANT REGISTRAR


SECTION OFFICER

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To,

1. The Registrar (Judicial), High Court of Andhra Pradesh at Amaravati (BY SPECIAL MESSENGER)
2. The Director, Andhra Pradesh State Judicial Academy, Mangalagiri (BY SPECIAL MESSENGER)
3. The IV Addl. District and Sessions Judge, Nellore.
4. Dr. T.T.K. Reddy, Head of the Department, Forensic Medicine, Guntur Medical College. (by Speed Post)
5. The Principal Secretary, Home Department, Secretariat, Velagapudi, Amaravati. (by Special Messenger)
6. The Director General of Police, Crime Investigation Department, Mangalagiri, Andhra Pradesh (by Special Messenger)
7. One CC to Sri G Vijaya Saradhi Advocate [OPUC]
8. Two CCs to GP FOR SERVICES I ,High Court Of Andhra Pradesh. [OUT]
9. Two CCs to Public Prosecutor (AP) High Court of A.P., Amaravati [OUT].
10. Two CCs to GP FOR HOME ,High Court Of Andhra Pradesh. [OUT]
11. Two spare copies

HIGH COURT

KSR,J

&

GRKP,J

DATED:23/01/2026

LIST ON 13.02.2026

ORDER

CRLA.No.326 of 2017

DIRECTION

