

IN THE HIGH COURT OF ANDHRA PRADESH :: AMARAVATI

WEDNESDAY ,THE SEVENTH DAY OF AUGUST
TWO THOUSAND AND TWENTY FOUR



PRESENT

THE HONOURABLE SRI JUSTICE U.DURGA PRASAD RAO

AND

THE HONOURABLE SRI JUSTICE GANNAMANENI RAMAKRISHNA PRASAD

CRIMINAL APPEAL NO: 326 OF 2017

Between:

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

...Appellant

AND

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

...Respondent

Whereas, appeal under Section 374(2) of Cr.P.C, against the Judgment dt.21.10.2016 passed in S.C.No.184/2015 on the file of the IV Additional District and Sessions Judge, Nellore, SPSR Nellore District.

And whereas, the court upon perusing the letters dated 11/11/2023 and 09/01/2024 addressed to the Registrar(Judicial) from the Principal Secretary to Government, Department of Home, pursuant to the order of this Court dated 07.08.2023.

The Court made the following:

For the purpose of compliance of directions given by us in the above Criminal Appeal on 07.08.2023, the Principal Secretary to Government, Department of Home, had addressed two Letters, through Registrar (Judicial), dated 11.11.2023 and 09.01.2024.

2. The first Letter dated 11.11.2023, through the Registrar (Judicial), is for seeking extension of time for formation of Expert Body for the preparation of mandatory Standard Operating Procedures.

3. The second Letter dated 09.01.2024, through the Registrar (Judicial), is to request the High Court to name a Retired District Judge having experience in the field of Criminal Trials for the purpose of appointing him as a Member in the Expert Body.

4. Even though these two letters were received in November, 2023 and January 2024 respectively, they were not placed before us due to oversight. However, having regard to the request made through the abovementioned Letters, the following directions are issued:

i. A further period of three months is granted for the purpose of constituting Expert Body and for preparation of mandatory Standard Operating Procedures as envisaged in our Order dated 07.08.2023;

ii. Insofar as the appointment of Retired District Judge having experience in the field of Criminal Trials, as a constituent Member in the Expert Body is concerned, it is clarified that the Principal Secretary to Government, Department of Home in consultation with the Learned Public Prosecutor, may appoint such Retired District Judge; and,

Since the directions were given to the Government for preparation of mandatory Standard Operating Procedures by Judicial Order, for seeking any directions in the future, the Government shall approach the Court by filing appropriate Interlocutory Application through the Learned Public Prosecutor in this Criminal Appeal No.326 of 2017.

5. It is further clarified that addressing Letters to the High Court for directions is not a proper procedure while acting on the directions issued by the Court on the Judicial side.

6. List the matter on 08.11.2024.

//TRUE COPY//

SD/- K TATA RAO
DEPUTY REGISTRAR
SECTION OFFICER

To,

1. **The Registrar(Judicial), High Court of Andhra Pradesh at Amaravathi.**
2. The Principal Secretary to Government, Department of Home, AP Secretariat Buildings, Velagapudi, Amaravathi.
3. The Director General of Police (HoPF) and (Head of Investigations), AP DGP Office, Mangalgi, Guntur District.
4. The IV Additional District and Sessions Judge, Nellore.
5. The II Additional Junior Civil Judge, Nellore.
6. The Station House Officer, Nellore II Town P.S., Nellore.
7. The Director of Medical and Health, Government of Andhra Pradesh, Vijayawada.
8. The Advocate General High Court of Andhra Pradesh, High Court Buildings at Amaravathi.
9. Two CCs to the Public Prosecutor, High Court of Andhra Pradesh at Amaravathi [OUT]
10. The Section Officer, Criminal Section, High Court of Andhra Pradesh at Amaravathi
11. **Three CD Copies**

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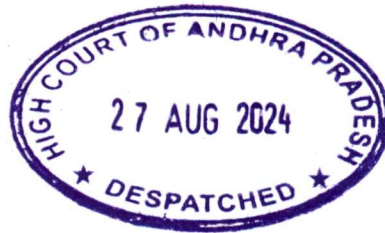
HIGH COURT

DATED:07/08/2024

NOTE: After dispatch of this order file may be sent to Criminal Section, for further posting on 08.11.2024

ORDER

CRLA.No.326 of 2017



DIRECTIONAL ORDER