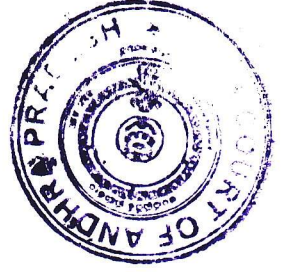




IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI



MONDAY, THE SIXTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA

CRIMINAL PETITION NO: 10280 OF 2025

Between:

M/s Venkata Sai Sea Foods, Rep. by its Sole Proprietor Sri Ramesh Pallabothu; R/o Flat No. 202, 11-13-61/10, Vajra Towers, Rami Reddy Pet, Narasaraopeta, Palnadu District and Sri Ramesh Pallabothu, Sole Proprietor M/s Venkata Sai Sea Foods, R/o. Door No.3-1-44/1, Pathuru, Sivalayam Street, Narasaraopeta, Palnadu District, A.P-522601

...Petitioner

AND

1. The State of Andhra Pradesh, Rep. by Public Prosecutor, High Court of Andhra Pradesh at Amaravathi.
2. Ms BMR Industries Pvt. Ltd., Rep by its. Authorized signatory, Surekha, D/o Thota Panchilaiah, Aged about 30 years, R/o D.No.16/3/509, Main Branch, Ramamurthy Nagar, Nellore City, SPSR Nellore District A.P.

...Respondents

Petition under Section 528 of BNSS praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court pleased to quash the entire proceedings against Accused in C.C No. 441 of

2021 in the court of V Additional Judicial Magistrate of 1st class at Nellore U/s. 138 & 142, of N.I Act.

IA NO: 1 OF 2025

Petition under Section 528 of BNSS praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to dispense from filling certified copy of C.C No. 441 of 2021 in the court of V Additional Judicial Magistrate of 1st class at Nellore, U/s. 138 & 142, of N.I Act, pending disposal of the main Criminal Petition

IA NO: 2 OF 2025

Petition under Section 528 of BNSS praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to grant stay of all further proceedings against Accused in C.C No. 441 of 2021 in the court of V Additional Judicial Magistrate of 1st class at Nellore, U/s. 138 & 142, of N.I Act.

Counsel for the Petitioner: Sri Ponnekanti Mallikarjuna Rao

Counsel for the Respondent No.1: Public Prosecutor

The Court made the following order:



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

[3396]

MONDAY, THE SIXTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA

CRIMINAL PETITION NO: 10280/2025

Between:

1.M/S VENKATA SAI SEA FOODS, REP BY ITS SOLE PROPRIETOR
SRI RAMESH PALLABOTHU,R/O FLAT NO. 202, 11-13-61/10, VAJRA
TOWERS,RAMI REDDY PET, NARASARAOPETA, PALNADU
DISTRICT AND SRI RAMESH PALLABOTHUSOLE PROPRIETOR
M/S VENKATA SAI SEA FOODS,R/O. DOOR NO.3-1-44/1,
PATHURU,SIVALAYAM STREET, NARASARAOPETA,PALNADU
DISTRICT, A.P-522601

...PETITIONER/ACCUSED

AND

1.THE STATE OF ANDHRA PRADESH, REP. BY PUBLIC
PROSECUTOR,HIGH COURT OF ANDHRA PRADESH AT
AMARAVATHI.

2.MS BMR INDUSTRIES PVT LTD, REP BY ITS.AUTHORIZED
SIGNATORY. SUREKHA, D/O THOTA PENCHILAI AH,AGED ABOUT
30 YEARS, R/O D.NO.16/3/509,MAIN BRANCH, RAMAMURTHY
NAGAR, NELLORE CITY,SPSR NELLORE DISTRICT A.P.

...RESPONDENT/COMPLAINANT(S):

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 pleased to quash the entire proceedings
against Accused in C.C No. 441 of 2021 in the court of Vth Addl Judicial
Magistrate of 1st class at Nellore U/s. 138 & 142, OF N.I Act and pass

IA NO: 1 OF 2025

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 to dispense from filing certified copy of C.C No. 441 of 2021 in the court of Vth Addl Judicial Magistrate of 1st class at Nellore U/s. 138 & 142, OF N.I Act, pending disposal of the main Criminal Petition and to pass

IA NO: 2 OF 2025

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 to grant stay of all further proceedings against Accused in C.C No. 441 of 2021 in the court of Vth Addl Judicial Magistrate of 1st class at Nellore U/s. 138 & 142, OF N.I Act and pass

Counsel for the Petitioner/accused:

1. PONNEKANTI MALLIKARJUNA RAO

Counsel for the Respondent/complainant(S):

1. PUBLIC PROSECUTOR

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA

CRIMINAL PETITION NO: 10280/2025ORDER:

The instant criminal petition under Section 482 of the Code of Criminal Procedure, 1973 (for short 'Cr.P.C')/under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') has been filed by the Petitioner/Accused, seeking quashment of the proceedings pending against him in C.C.No.441 of 2021 on the file of the learned V Additional Judicial Magistrate of First Class, Nellore, for the offences punishable under Sections 138 & 142 of the Negotiable Instruments Act.

2. Heard Sri Ponnekanti Mallikarjuna Rao, learned counsel for the Petitioner and Ms.K.Priyanka Lakshmi, learned Assistant Public Prosecutor on behalf of the State.

3. Learned counsel for the petitioner would submit that the petition may be disposed of without causing any prejudice to the rights and contentions of the petitioner by dispensing the presence of the petitioner before the Trial Court.

4. Learned Assistant Public Prosecutor would submit that the Court may pass appropriate orders.

5. Considering the submissions, the Criminal Petition is disposed of without causing any prejudice to the rights and contentions of the petitioner. However, the presence of the petitioner/Accused before the Trial Court is dispensed with, unless his presence is specifically directed by the Trial Court.

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

//TRUE COPY//

Sd/- N NAGAMMA
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The V Additional Judicial Magistrate of 1st Class at Nellore, Nellore District.
2. One CC to Sri. Ponnekanti Mallikarjuna Rao, Advocate [OPUC]
3. Two CC's to the Public Prosecutor, High Court of Andhra Pradesh at Amaravati [OUT]
4. Two CD Copies

GJ

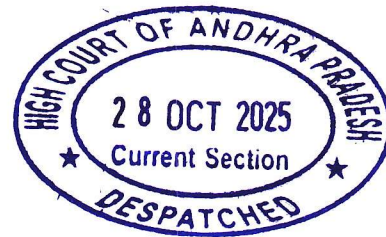
sree

HIGH COURT

DATED:06/10/2025

ORDER

CRLP NO. 10280 OF 2025



DISPOSING THE CRIMINAL PETITION