



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

[3521]

**TUESDAY, THE SIXTEENTH DAY OF JUNE
TWO THOUSAND AND TWENTY SIX**

PRESENT

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL REVISION CASE NO: 923/2022

Between:

1. PITHANI RAMA KRISHNA,, S/O SATYANARAYANA, AGE 52 YEARS,
EMPLOYEE IN NTPS, R/O G.TYPE-7073, B-COLONY, KONDAPALLI,
IBRAHIMPATNAM, NTR DISTRICT, (OLD KRISHNA DIST.)

...PETITIONER

AND

1. THE STATE, REP. BY ITS PUBLIC PROSCUTOR AT HIGH COURT
OF A.P. NELAPADU, TULLUR MANDAL, GUNTUR DIST.

2. J MOHANA RAO, S/O PULLA RAO, AGE 51 YEARS, R/O D.NO.1-68/1,
BRILLIANT SCHOOL ROAD, A.COLONY, IBRAHIMPATNAM, NTR
DISTRICT, (OLD KRISHNA DIST.)

...RESPONDENT(S):

Revision filed under Section 397/401 of CrPC praying that in the circumstances stated in the affidavit filed in support of the Criminal Revision Case, the High Court may be pleased to call for the records made in CrI.A.No.56 of 2019 dt.29-08-2022 on the file of the V Additional Metropolitan Sessions Judge, Vijayawada dismissing the appeal and confirming the sentence imposed in C.C.No.1251 of 2016 by the Court of III Metropolitan Magistrate, Vijayawada dt. 26-02-2019, pending disposal of the criminal Revision Case and pass

IA NO: 1 OF 2022

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

pleased to dispense with filing of the original certified copy of C.C.No. 1251 of 2016, dated 26-02-2019 on the file of III Metropolitan Magistrate , Vijayawada before this Hon'ble Court and pass

IA NO: 2 OF 2022

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 to Enlarge the Petitioner on Bail by suspending the conviction and sentence imposed in Crl.A.No. 56 of 2019 dated 29-08-2022 on the file of the V Additional Metropolitan Sessions Judge, Vijayawada dismissing the appeal and confirming the sentence imposed in C.C.No.1251 of 2016 on the file of Court of III Metropolitan Magistrate, Vijayawada dt. 26-02-2019 pending disposal of the Criminal Revision Case and pass

IA NO: 3 OF 2022

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 to extend the time for further 8 weeks to comply the condition of depositing the amount of 20% of the cheque amount orders passed in I.A.No.2 of 2022 in Crl.R.C.No.923 of 2022 dt. 30-09-2022 this Hon'ble Court and pass

IA NO: 1 OF 2023

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 to vacate the interim suspension of sentence in the above CC.No. 1251/2016 on the file of the Honourable III Metropolitan Magistrate at Vijayawada, passed in IA.No. 2/2022, dated 30-09-2022 and pass

IA NO: 2 OF 2023

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 to enlarge the petitioner on Bail by suspending the conviction and sentence imposed in Crl.A No.56 of 2019 dated 29-08-2022 on the file of the V Additional Metropolitan Sessions Judge, Vijayawada dismissing the appeal and confirming the sentence imposed in CC.No. 1251 of 2016 on the file of Court of III Metropolitan Magistrate, Vijayawada dt. 26-02-2019 pending disposal of the Criminal Revision Case and pass

IA NO: 3 OF 2023

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 to permit the Petitioner to withdraw the amount of Rs. 1,20,000/ (Rupees One Lakhs Twenty Thousand only) deposited by the Respondent No.1 in the court below through 1) F.D.R No. 1717 Dt. 10.07.2023, with an amount of Rs. 40,000/- 2) F.D.R No.1719 Dt. 10/07/2023, with an amount of Rs.40,000/-, 3) F.D.R No. 10.07.2023, Dt. 10.07.2023, with an amount of Rs.40,000/-, herein to the credit of C.C.No.1251 of 2016 on the file of the III Metropolitan Magistrate at Vijayawada, pending disposal of the above Crl.R.C. No.923 of 2022 and pass

IA NO: 1 OF 2024

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 to post the CRLRC No. 923 of 2022 for " FOR BEING MENTIONED" and amend the FDR No. 1720 Instead of 10-07-2023 and pass

Counsel for the Petitioner:

1.K VISWANATHAM

Counsel for the Respondent(S):

1.PUBLIC PROSECUTOR (AP)

2.CHUKKA HARIKA

The Court made the following Order:

The present Criminal Revision Case is filed under Sections 397 and 401 of Cr.P.C., assailing the Judgment dated 29.08.2022 passed in Criminal Appeal No.56 of 2019 by the learned V Additional Metropolitan Sessions Judge, Vijayawada, confirming the conviction and sentence imposed in C.C. No.1251 of 2016 by the Court of the III Metropolitan Magistrate, Vijayawada, *vide* Judgment dated 26.02.2019.

2. Heard Mr. K. Viswanatham the learned counsel for the petitioner and Mr. K. Sandeep, learned Assistant Public Prosecutor.

3. The petitioner and respondent No.2 are present.

4. The petitioner and respondent No.2 have entered into a compromise. The petitioner has paid an amount of Rs.6,00,000/-, which is covered under the disputed cheque, in several instalments. Towards the last and final instalment, an amount of Rs.30,000/- has been paid by the petitioner to respondent No.2.

5. The petitioner urges that he is aged about 62 years and suffering from several ailments and he is unable to pay the amount towards costs. In terms of the law laid down by the Hon'ble Apex Court in ***Damodar S. Prabhu v. Sayed Babalal H.***¹ ; ***M.P. State Legal Services Authority v. Prateek Jain***² ; ***Sanjay Biji Tari v. Kishore S. Borcar and Another***³ ; and ***Rajeev Khandelwal v. State of Maharashtra & Anr.***, Criminal Appeal No. 4793 of 2025 (arising out of SLP (Crl.) No.14340 of 2025), decided on 04.11.2025, having regard to the facts and circumstances of the case, the submission of the petitioner/accused is considered.

7. Accordingly, the Criminal Revision Case is disposed of as compromised.

¹ (2010) 5 SCC 663

² (2014) 10 SCC 690

³ 2025 SCC OnLine SC 2069

As a sequel, interlocutory applications, if any pending, shall stand closed.

Dr. Y. LAKSHMANA RAO, J

Dt: 16.06.2026
DSV

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THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL REVISION CASE NO: 923/2022

Dt: 16.06.2026
DSV

HIGH COURT OF ANDHRA PRADESH: AMARAVATI
MAIN CASE No: CRIMINAL REVISION CASE NO: 923 of 2022

PROCEEDING SHEET

SL. NO.	DATE	ORDER	OFFICE NOTE
26.	16.06.2026	<u>Dr.YLR, J</u> The Criminal Revision Case is disposed of as compromised. (vide separate order) <u>Dr.YLR, J</u> DSV	

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