

APHC010561352025



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

[3396]

FRIDAY, THE TWENTY FOURTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY FIVE

PRESENT

**THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA
CRIMINAL PETITION NO: 10939/2025**

Between:

1. VARRA NAGA LAKSHMI, W/O. VARRA SUNIL KUMAR, AGED ABOUT 27 YEARS, OCC. VEHICLE OWNER, R/O. DOOR NO. 10/165, TEACHERS COLONY, KOTHAPALLE, PRODDATUR TOWN, YSR KADAPA DISTRICT.

...PETITIONER/ACCUSED

AND

1. THE STATE OF ANDHRA PRADESH, Rep. by its Public Prosecutor. High Court of Andhra Pradesh at Amaravathi. Through the Station House Officer, Khajipet U/G Police Station, YSR Kadapa District.

...RESPONDENT/COMPLAINANT

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 direct the respondents to release the Eicher Lorry Vehicle Bearing No. AP39-UA-3609 which was seized on 03-06-2025 in connection to Crime No.87/2025 on the file of Khajipet U/G Police Station, YSR Kadapa District, and to 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 with the production of the Certified Copy of the FIR Copy in Crime No. 87 of 2025 of P.S. Khajipet U/G, Y.S.R. Kadapa District, Dated : 03-06-2025 and to pass

Counsel for the Petitioner/accused:

1. ANASURI ESWAR SAI

Counsel for the Respondent/complainant:

1. PUBLIC PROSECUTOR

The Court made the following:

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA**CRIMINAL PETITION NO: 10939/2025****ORDER:**

The instant Criminal Petition under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') has been filed, by the Petitioner, seeking to direct the Respondent to release Eicher Lorry bearing No.AP 39 UA 3609 which was seized in Crime No.87 of 2025 on the file of Khajipet U/G Police Station, YSR Kadapa District.

2. Heard Sri A.Eswar Sai, learned counsel for the Petitioner and Ms.K.Priyanka Lakshmi, learned Assistant Public Prosecutor representing the State/Respondent.

3. It is submitted by the learned counsel for the Petitioner and acceded to, by the learned Assistant Public Prosecutor that the subject matter of this Criminal Petition is squarely covered by the Order passed by a Coordinate Bench of this Court vide Criminal Petition No.5470 of 2023, dated 05.09.2023:

4. Considering the submissions made, following the said Order passed by a Coordinate Bench of this Court in Criminal Petition No.5470 of 2023, dated 05.09.2023 and taking into consideration of the facts and circumstances of the case, this Court is inclined to allow the present petition.

5. In the result, Criminal Petition is allowed. The subject vehicle viz. Eicher Lorry bearing No.AP 39 UA 3609 which was seized in connection with Crime No.87 of 2025 on the file of Khajipet U/G Police Station, YSR Kadapa District, is ordered to be given to the Petitioner for interim custody-

(a) on his producing the original R.C. and executing a self bond for the value of the subject vehicle to be assessed by the Motor Vehicle Inspector, with two sureties for the like sum each, to the satisfaction of the jurisdictional Magistrate concerned;

(b) on his executing an undertaking that he would not alienate the said vehicle or transfer its ownership or change any physical features of the vehicle; and

(c) on his executing an undertaking that he would produce the vehicle as and when directed by the trial Court till the case is disposed of, in the trial Court.

Date:24.10.2025
JLV

Dr.JUSTICE VENKATA JYOTHIRMAI PRATAPA

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HON'BLE DR. JUSTICE VENKATA JYOTHIRMAI PRATAPA

Crl.P.No.10939 of 2025

Dt.24.10.2025

JLV