

APHC010561352025



IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI



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

PRESENT

THE HON'BLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA

CRIMINAL PETITION NO: 10939 OF 2025

Between:

Smt. 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

AND

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

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 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.

Counsel for the Petitioner: SRI ANASURI ESWAR SAI

Counsel for the Respondent: PUBLIC PROSECUTOR

The Court made the following order:



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 Courtpleased 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.

Sd/- K TATA RAO
DEPUTY REGISTRAR

SECTION OFFICER

//TRUE COPY//

To,

1. The Station House Officer, Khajipet U/G Police Station, YSR Kadapa District.
2. One CC to SRI. ANASURI ESWAR SAI Advocate [OPUC]
3. Two CCs to PUBLIC PROSECUTOR, High Court of Andhra Pradesh at Amaravati. [OUT]
4. Two CD Copies

Chp

vna

HIGH COURT

DATED:24/10/2025

ORDER

CRLP NO. 10939 OF 2025



ALLOWING THE CRIMINAL PETITION