

(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

WEDNESDAY, THE THIRD DAY OF DECEMBER,
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA
CRIMINAL PETITION NO: 12480 OF 2025



Between:

1. Thadisetti Jnana Naga Prasanna Chennuboina @ Jnana Naga Prasanna, W/o. Thadisetti Siva Nageswara Rao, D/o. Chennuboina Balaji Rao, aged 28 years, R/o. D.No.4-78-44, Vanapalligudem, 3rd Ward, Tadepalligudem, West Godavari District. [A1]
2. Chennuboina Balaji Rao, S/o. Kanakayya, aged 58 years, Occ Government Teacher, R/o. D.No.4-78-44, Vanapalligudem, 3rd Ward Tadepalligudem, West Godavari District. [A2]
3. Chennuboina Perantamma, W/o. Balaji Rao, aged 51 years, Occ Flouse wife, R/o. D.No.4-78-44, Vanapalligudem, 3rd Ward, Tadepalligudem, West Godavari District. [A3]

...Petitioners/Accused Nos.1 to 3

AND

1. The State of Andhra Pradesh, Through SHO Ponnur Rural Police Station Represented by its Public Prosecutor, High Court of AP at Amaravati. ...1st Respondent
2. Thadisetty Mangamma, W/o. Srinivasa Rao, aged 50 years, Occ Cultivation, R/o. Machavaram Village Ponnur Mandal, Guntur District.

...Respondent No.2/Defacto Complainant

WHEREAS the Petitioner/Accused above named through their Advocate Sri.V SATYANARAYANA NEKKANTI presented this Petition under Section 528 of BNSS (Section 482 of Cr.P.C), praying that in the circumstances stated in the affidavit filed in support of the Criminal Petition, the High Court may be pleased to quash the Crime/F.I.R.No. 193 of 2025 on

the file of SHO Ponnur Rural Police Station, Guntur District against the Petitioners;

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri.V SATYANARAYANA NEKKANTI Advocate for the Petitioner, Public Prosecutor for R1, directed issue of notice to the Respondent No.2 herein to show cause as to why this CRIMINAL PETITION should not be admitted.

You viz:

Thadisetty Mangamma, W/o. Srinivasa Rao, R/o. Machavaram Village Ponnur Mandal, Guntur District.

are be and hereby directed to show cause either appearing in person or through an Advocate as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this CRIMINAL PETITION should not be admitted on or before 04.02.2026 for which date the case stands posted for hearing.

The Court made the following:

ORDER:

Heard the learned counsel for the Petitioners.

Learned Assistant Public Prosecutor takes notice for the State. Learned counsel for the Petitioners would submit that all the offences are punishable below seven years of imprisonment and a direction may be given to the Police to follow the guidelines issued by Hon'ble Apex Court in Arnesh Kumar v. State of Bihar reported in (2014) 8 SCC 273, since Section 35(3) of BNSS is pari materia to Section 41-A of the Code of Criminal Procedure.

Learned Assistant Public Prosecutor fairly conceded the same and would submit that a direction may be given to the Police to follow the procedure as established under Section 35(3) of BNSS since the offences are punishable with an imprisonment of below seven years.

In that view, the Police are directed to follow the guidelines issued by the Hon'ble Apex Court in Arnesh Kumar v. State of Bihar (referred supra) scrupulously.

Learned Assistant Public Prosecutor seeks time to get instructions regarding if any issued relating to compassionate appointment is pending and what is the relation with the petitioner regarding that issue.

Issue notice to Respondent No.2.

Learned counsel for the Petitioners is permitted to take out personal notice on Respondent No.2 through RPAD/Courier and file proof of the same.

List the matter on 04.02.2026.

//TRUE COPY//

Ft

SD/-U.SRI DEVI
DEPUTY REGISTRAR
Au
SECTION OFFICER

To,

1. The Station House Officer, Ponnur Rural Police Station.
2. Thadisetty Mangamma, W/o. Srinivasa Rao, R/o. Machavaram
Village Ponnur Mandal, Guntur District. (by RPAD- along with a copy of
petition and memorandum of grounds)
3. One CC to SRI. V Satyanarayana Nekkanti Advocate [OPUC]
4. Two CCs to PUBLIC PROSECUTOR, High Court of A.P [OUT]
5. One spare copy

HIGH COURT

DR.VJP,J

DATED:03/12/2025

List the matter on 04.02.2026

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CRLP.No.12480 of 2025

