



(SHOW CAUSE NOTICE BEFORE ADMISSION) ✓
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI ✓
TUESDAY, THE SECOND DAY OF DECEMBER, ✓
TWO THOUSAND AND TWENTY FIVE ✓

:PRESENT: ✓

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA ✓
CRIMINAL PETITION NO: 12472 OF 2025

Between:

Palagiri Sudheer Raju, S/o Palagiri Raghurama Raju, Age 65 years, Occ
Cultivation, R/o 1/3 main road, Sambepalli, Annamayya District. ✓

...Petitioner/Accused ✓

AND

1. The State of Andhra Pradesh, Rep. by its Public Prosecutor, High
Court at Nelapadu, Amaravati, through the Station House Officer,
Sambepalli P.S., Annamayya District ✓

...Respondent

2. Reddappa Koppula, S/o. Late Venkata Ramana, Aged about 31
years, Sambepalli, Annamayya District. ✓

...Respondent No.2/De-facto Complainant

WHEREAS the Petitioner above named through his Advocate Sri
PAPUDIPPU SASHIDAR REDDY presented this Petition under Section
528 of BNSS, 2023 is filed praying that in the circumstances stated in the
memorandum of grounds of criminal petition, the High Court may be
pleased to quash the proceedings against the petitioner/ Accused in Crime
No. 167 of 2025 dated 23.11.2025 on the File of Sambepalli PS,
Annamayya District; ✓

AND WHEREAS the High Court upon perusing the petition and
memorandum of grounds filed herein and upon hearing the arguments of
Sri Papudippu Sashidar Reddy, Advocate for the Petitioner and Public

Prosecutor for the Respondent No.1, 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:

Reddappa Koppula, S/o. Late Venkata Ramana, Sambepalli, Annamayya 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 grounds filed therewith (copy enclosed) this CRLP should not be admitted 03.02.2026 for which date the case stands posted for hearing;

IA NO: 2 OF 2025:

Petition under Section 528 of BNSS, 2023 is filed 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, including the arrest of the petitioner/Accused 1 in Crime No. 167 of 2025 dated 23.11.2025 on the File of Sambepalli PS, Annamayya District, pending disposal of CRLP No.12472 of 2025, on the file of the High Court.

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 Petitioner 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 Bihar¹ 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.

¹ (2014) 8 SCC 273

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.

Issue notice to Respondent No.2.

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

List the matter on 03.02.2026.

//TRUE COPY//

For

SD/- M.PRABHAKARA RAO
DEPUTY REGISTRAR

SECTION OFFICER

To,

1. The Station House Officer, Sambepalli Police Station, Annamayya District.
2. Reddappa Koppula, S/o. Late Venkata Ramana, Sambepalli, Annamayya District. (by RPAD- along with a copy of petition and memorandum of grounds)
3. One CC to Sri. Papudippu Sashidar Reddy, Advocate [OPUC]
4. Two CCs to Public Prosecutor, High Court of AP [OUT]
5. One spare copy

HIGH COURT

Dr.VJP,J

DATED:02/12/2025

LIST THE MATTER ON 03.02.2026

NOTICE BEFORE ADMISSION

CRLP.No.12472 of 2025

DIRECTION

