

[3521]

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

FRIDAY, THE TWELFTH DAY OF DECEMBER

TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

IA No. 2 OF 2025

IN

CRLRC NO: 1419 OF 2025



Between:

Devara Appala Raju, .S/o. Late Appanna, aged about 42 years, Residing at
House No. 55-4-65/1, H.B. Colony, Old Venkoji palem, Visakhapatnam
...Appellant/Accused

AND

1. The State of Andhra Pradesh, Rep. by its Public Prosecutor, High Court of Andhra Pradesh At Amaravathi.
2. Malla Prasada Rao, S/o. Siva Surya Narayana, age about 39 Years, Residing of Door No. 15-15-18, Buddha Prakasa Rao, Naidu Gari Street, Gavarapalem, Anakapalli-531022

...Respondent/Complainant

Counsel for the Petitioner: Sri Kakumanu Joji Amrutha Raju

Counsel for the Respondent: Public Prosecutor

Petition under Section 438(1) of BSNN, praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to grant bail to the petitioner /appellant by suspend the operation of the judgment Date 03-12- 2025 passed in CrI.A.No.07 of 2023 on the file of the X Additional District & Sessions Judge, Anaikapalli confirming the judgment in C.C.No. 282 /2020 on the file of the Special Magistrate Anakapalli pending disposal of the above CrI.RC.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order.(The receipt of this order will be deemed to be the receipt of notice in the case). The Court made the following

ORDER

Heard the learned counsel for the petitioner and the learned Assistant Public Prosecutor.

The petitioner/accused was not present when the learned Appellate Court passed judgment confirming the conviction and sentence imposed by the learned Trial Court.

The petitioner/accused is permitted to surrender before the learned Special Magistrate, Anakapalli, within a period of one (01) week from the date of receipt of the copy of this order.

On such surrender and filing of an application seeking enlargement on bail, the learned Special Magistrate, Anakapalli, shall release the petitioner on bail, subject to his executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only), with two sureties for a like sum each to the satisfaction of the learned Special Magistrate, Anakapalli, on the same day itself.

Subject to the above compliance, the sentence of imprisonment imposed by the learned X Additional District and Sessions Judge, Anakapalli, vide order dated 03.12.2025 in CrI.A.No.07 of 2023 alone is suspended and the order directing the payment of compensation, is also suspended pending disposal of the Criminal Revision Case.

The petitioner/Accused shall deposit 20% of the cheque amount before the learned Trial Court within a period of four (04) weeks from this date.

On failure to deposit 20% of the cheque amount within the above stipulated period, the learned Trial Court is at liberty to proceed in accordance with law for recovery of the said amount.

On such deposit, respondent No.2 is at liberty to withdraw the same by producing sufficient sureties to the satisfaction of the learned Trial Court concerned.

SD/- SK MD RAFI
DEPUTY REGISTRAR

SECTION OFFICER

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To,

1. The X Addl. District & Sessions Judge, Analkapalli.
2. The Special Magistrate Anakapalli.
3. Malla Prasada Rao, S/o. Siva Surya Narayana, age about 39 Years,
Residing of Door No. 15-15-18, Buddha Prakasa Rao, Naidu Gari
Street, Gavarapalem, Anakapalli-531022
3. One CC to Sri Kakumanu Joji Amrutha Raju, Advocate [OPUC]
4. Two CC to PUBLIC PROSECUTOR, High Court of Andhra
Pradesh [OUT]
5. One spare copy

HIGH COURT

DR.YLR, J

DATED:12/12/2025

ORDER

IA No. 2 OF 2025

IN

CRLRC NO: 1419 OF 2025

SUSPENSION



IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
FRIDAY, THE TWELFTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY FIVE

: PRESENT:

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

IA No. 2 OF 2025

IN

CRLRC NO: 1424 OF 2025



Between:

Madda Naga Raju, S/o. Israelu, Aged 45 years, Occ: Business, R/o. D.No.2-139/1, Agraharam, Akividu Village and Mandal, West Godavari District.

...Petitioner/Accused/Appellant

(Petitioner in CRLRC No.1424 OF 2025

on the file of High Court)

AND

1. The State of Andhra Pradesh, Rep. by its Public Prosecutor, High Court of Andhra Pradesh at Amaravati.

...Respondent

2. Patnala Venkata Satya Naryana, S/o. Malleswara Rao, Aged 61 Years, R/o. D.No.4-95/1, Akividu Village and Mandal, West Godavari District

...Respondent/Complainant

Counsel for the Petitioner: Sri Ramakrishna Akurathi

Counsel for the Respondent No.1: Public Prosecutor

Petition under Section 438 (1) of BNSS is filed praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to grant bail by suspending the operation of sentence passed in CRLA.No.295 of 2023 Dt. 16.09.2025 on the file of the court of the III Additional District and Sessions Judge, Bhimavaram, dismissing the

Criminal Appeal by confirming the Judgment in C.C No.49 of 2021 Dt.01.11.2023 on the file of the court of the Principal Junior Civil Judge-Cum-Judicial Magistrate of First Class Bhimavaram, Pending disposal of CRLRC No.1424 of 2025, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order.(The receipt of this order will be deemed to be the receipt of notice in the case). The Court made the following

ORDER

Heard the learned counsel for the petitioner and the learned Assistant Public Prosecutor.

The petitioner/accused was not present when the learned Appellate Court passed judgment confirming the conviction and sentence imposed by the learned Trial Court.

The petitioner/accused is permitted to surrender before the learned Principal Junior Civil Judge-Cum-Judicial Magistrate of First Class, Bhimavaram, within a period of one (01) week from the date of receipt of the copy of this order.

On such surrender and filing of an application seeking enlargement on bail, the learned Principal Junior Civil Judge-Cum-Judicial Magistrate of First Class, Bhimavaram, shall release the petitioner on bail, subject to his executing a bond for a sum of Rs. 10,000/- (Rupees Ten Thousand only), with two sureties for a like sum each to the satisfaction of the learned Principal Junior Civil Judge-Cum-Judicial Magistrate of First Class, Bhimavaram, on the same day itself.

Subject to the above compliance, the sentence of imprisonment imposed by the learned III Additional District and Sessions Judge,

Bhimavaram, vide order dated 16.09.2025 in CrI.A.No.295 of 2023 alone is suspended pending disposal of the Criminal Revision Case.

The petitioner/Accused shall deposit 10% of the cheque amount before the learned Trial Court within a period of four (04) weeks from this date.

On failure to deposit 10% of the cheque amount within the above stipulated period, the learned Trial Court is at liberty to proceed in accordance with law for recovery of the said amount.

On such deposit, respondent No.2 is at liberty to withdraw the same by producing sufficient sureties to the satisfaction of the learned Trial Court concerned.

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SD/-SK MD RAFI
DEPUTY REGISTRAR
Aw
SECTION OFFICER

To,

1. The III Additional District and Sessions Judge, Bhimavaram
2. The Principal Junior Civil Judge-Cum-Judicial Magistrate of First Class Bhimavaram
3. Patnala Venkata Satya Naryana, S/o. Malleswara Rao, Aged 61 Years, R/o. D.No.4-95/1, Akividu Village and Mandal West Godavari District(By RPAD)
4. One CC to Sri Ramakrishna Akurathi, Advocate [OPUC]
5. Two CCs to Public Prosecutor, High Court of Andhra Pradesh [OUT]
6. One spare copy

HIGH COURT

DR.YLR, J

DATED: 12/12/2025

POST THE MATTER AFTER SIX (06) WEEKS

ORDER

IA No. 2 OF 2025
IN
CRLRC NO: 1424 OF 2025

INTERIM SUSPENSION

