



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

[3396]

WEDNESDAY, THE FOURTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA

CRIMINAL PETITION NO: 843/2026

Between:

1. BOLLA BRAHMA NAIDU, S/O. HANUMAIAH, AGED 70 YEARS, EX-MLA, R/O. 12-13-27/A 60 FEET ROAD, PRAKASH NAGAR, NARASARAOPET, PALNADU DISTRICT-522601.
2. AMMIREDDI ANJIREDDY @ ANJANEYULU REDDY,, S/O. NAGI REDDY, AGED 70 YEARS, RIO. D.NO.1-34, REDLA BAZAR, MAIN ROAD, NUZENDLA VILLAGE AND MANDAL, PALNADU DISTRCT-522660.
3. GANDHAM BALIREDDY,, S/O. NAGIREDDY, AGED 56 YEARS, R/O. PATHA REDDY PALEM VILLAGE, PUTCHANUTHA, GUNTUR DISTRICT-522660.
4. BETHAM GABRIEL,, S/O.SUDHAKAR, AGED ABOUT 35 YEARS, R/O. D.NO.30-239, ABM COMPOUND, VINUKONDA TOWN, PALNADU DISTRICT-522647.
5. SHAIK KARIMULLA @ KAREEM,, S/O. SAIDA, AGED 40 YEARS, RIO. D.NO.27-100, VINUKONDA TOWN, PALNADU DISTRICT-522647.
6. ALLA SAMBIREDDY,, S/O. SITHAREDDY, AGED 53 YEARS, RIO. D.NO.5-82/A, GUMMANAPADU VILLAGE, BOLLAPALLI MANDAL, GUNTUR DISTRICT, ANDHRA PRADESH-522614.
7. KAKARLA NARAYANA REDDY @ KAKARLA PEDDHANARAYANA REDDY,, S/O. ANJI REDDY, AGED 62 YEARS, R/O. 1-1-1, REMIDICHARLA, BOLLPALLI, GUNTUR DISTRICT-522663.

8. GADE SATYANARAYANA REDDY,, S/O. ANJI REDDY, AGED 40 YEARS, RIO. MARRIPALEM VILLAGE, GUNTUR DISTRICT-52614.
9. NEELABOINA MANNEIAH,, S/O. MANNEIAH, AGED 59 YEARS, R/O. RAVULAPALEM VILLAGE, BOLLAPALLI MANDAL, GUNTUR DISTRICT -522663.
10. REDDYBOINA PRAVEEN @ PRAVEEN KUMAR,, S/O. PRASANNA KUMAR, AGED 33 YEARS, R/O. D.NO.33-71, INDIRA NAGAR, VINUKONDA TOWN, PALNADU DISTRICT-522647.
11. NALABOTHULA BHASKAR RAO,, S/O. PEDDA VEERAIAH, AGED 56 YEARS, R/O. D.NO.1-108/A, MAIN BAZAR, KOTCHERLA VILLAGE, IPURU MANDAL, GUNTUR DISTRICT-522647.
12. THALARI ANJANEYULU,, S/O. NARAYANA, AGED 57 YEARS, R/O. 1-6/1, TALARLAPALLE, NUZENDLA MANDAL, PALNADU DISTRICT.
13. ALLA PULLAIAH @ PULLA RAO,, S/O. VENKATESWARLU, AGED 56 YEARS, R/O. D.NO.29-19-39, SRINIVASA NAGAR, VINUKONDA TOWN AND MANDAL, PALNADU DISTRICT-522647.
14. BIKKI NARENDRA @ NARENDRA BABU,, S/O. KOTAIAH, AGED 28 YEARS, R/O. YENUGUPALEM VILLAGE, VINUKONDA MANDAL, PALNADU DISTRCT-522649.
15. SANNAPANENI VENKATRAO,, S/O. HANUMAIAH, AGED 42 YEARS, R/O. D.NO.2-64/1, PANAKALAPALEM, VINUKONDA TOWN AND MANDAL, PALNADU DISTRICT-522647.
16. VENKATA RAMI REDDY @ PAGADALA VENKATA RAMI REDDY,, S/O. VENKATESWARA REDDY, AGED 46 YEARS, R/O. D.NO.2-133, VITAM RAJUPALLI VILLAGE, VINUKONDA MANDAL, PALNADU DISTRICT-522647.
17. BOLLA BUJJI @ VENKATA RADHA KRISHANA,, S/O. SRI RAMULU, AGED 50 YEARS, R/O. D.NO.5-32 YEARS, MUPPALLA VILLAGE AND MANDA, PALNADU DISTRICT-522661.
18. ENDURI RAMA RAO, , S/O. PERAIAH, AGED 29 YEARS, R/O. CHITTAPURAM VILLAGE, IPURU MANDAL, PALNADU DISTRICT-522658.

19. KOPELA DEVARAJU,, S/O. JEEVA RATNAM, AGED 46 YEARS, R/O. KOCHERLA VILLAGE, IPURU MANDAL, PALNADU DISTRICT-522647.

20. GUNJI VASU @ SRINIVASA RAO, , S/O. VENKATESWARLU, AGED 57 YEARS, R/O. D.NO.23-772, SANJAY GANDHI NAGAR, VINUKONDA TOWN, PALNADU DISTRICT-522647.

21. SUBBA REDDY @ JAKKIREDDY SUBBA REDDY,, S/O. NAGIREDDY, AGED 64 YEARS, R/O. D.NO.3-57, GOLLAPALEM VILLAGE, TALARIPALLE, NUZENDLA MANDAL, PALNADU DISTRICT-522660.

22. KOTHAMASU SIVA @ VENKATA SAMBASIVA RAO,, S/O. ANANTHA KOTAIAH, AGED 45 YEARS, R/O. 29-135/1, KOTHAPETA, VINUKONDA TOWN, PALNADU DISTRICT-522647.

23. JUJJURI IRAMAMURTHY,, S/O. VENKATA MUTHAIAH, AGED 61 YEARS, R/O. D.NO.1-137,SAVALYAPURAM, KANUMARLAPUDI, PALNADU DISTRICT-522646.

24. KONDAVARJU NAGESWARA RAO,, S/O. SOMA SUNDARA RAO, AGED 43 YEARS, R/O. D.NO.1-6, BOMMARAJUPALLI VILLAGE, IPURU MANDAL, PALANDU DISTRICT-522658.

25. VENKATA REDDY @ TUMMA VENKATA REDDY,, AGED 46 YEARS, R/O. SIDDARDHA NAGAR, 1ST LINE, THATI CHETLA BAZAR, VINUKONDA, PALNADU DISTRICT-522647.

...PETITIONER/ACCUSED(S)

AND

1. THE STATE OF ANDHRA PRADESH, REP. BY IT'S PUBLIC PROSECUTOR, HIGH COURT AT AMARAVATHI.

2. R SAMBA SIVA RAO, , S/O. NOT KNOWN, AGED 61 YEARS, POLICE CONSTABLE 6909, IPURU POLICE STATION, PALNADU DISTRICT.

...RESPONDENT/COMPLAINANT(S):

Counsel for the Petitioner/accused(S):

1.G VENKATA REDDY

Counsel for the Respondent/complainant(S):

1.PUBLIC PROSECUTOR

The Court made the following:

Order:

The Criminal Petition is filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for brevity, 'the BNSS'), by the petitioners, who are Accused Nos.1 to 14 & 17 to 27, seeking to quash Crime No.29 of 2026 of Vinukonda Police Station, Palnadu District, registered for the offences punishable under Sections 189(2), 126(2), 121(1) read with 190 of BNS against them.

2. Learned counsel for the petitioners, after arguing for some time, confined their argument to the extent that the petitioners seeks protection from the coercive steps from the police on the ground that the offences alleged are punishable with imprisonment of less than seven years and prays this Court to direct the police to follow the procedure as contemplated under Section 41-A of the Code of Criminal Procedure, 1973 (corresponding to Section 35 of the Bharatiya Nagarik Suraksha Sanhita, 2023).

3. On the other hand, learned Assistant Public Prosecutor, representing the State, opposed the petition vehemently and would submit that the Court may pass appropriate orders.

4. Considering the submission made and on perusal of material on record, since the offences alleged against the petitioners are punishable with imprisonment extending up to maximum five years, this Court directs the police to follow the procedure as contemplated under Section 41A of Cr.P.C.

(Section 35 of BNSS, 2023) scrupulously as per the guidelines enunciated in ***Arnesh Kumar Vs. State of Bihar and another***¹.

5. With the above direction, the Criminal Petition is disposed of.

As a sequel thereto, the miscellaneous petitions pending, if any, shall stand closed.

Dr. JUSTICE VENKATA JYOTHIRMAI PRATAPA

Date: 04.02.2026
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¹ (2014) 8 SCC 273

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA

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