



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

[3396]

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

PRESENT

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA

CRIMINAL PETITION NO: 1830/2026

Between:

- 1.KOTNALA CHANDRA SEKHAR ALIAS MAHESH, S/O KOTNALA SIMHACHALAM,AGED ABOUT 25 YEARS, OCCCONSTABLE/GD, CRPF, PRESENTLY WORKINGIN ASSAM, PERMANENT R/O SINGIDI VILLAGE, BHAMINI MANDAL,PARVATHIPURAM MANYAM DISTRICT.
- 2.KOTNALA SIMHACHALAM, S/O APPANNA, AGED ABOUT 50 YEARS, R/OSINGIDI VILLAGE, BHAMINI MANDAL, PARVATHIPURAM MANYAM DISTRICT
- 3.KOTNALA SIMHADRAMMA, W/O KOTNALA SIMHACHALAM, AGED ABOUT48 YEARS, R/O SINGIDI VILLAGE, BHAMINI MANDAL, PARVATHIPURAMMANYAM DISTRICT

...PETITIONER/ACCUSED(S)

AND

- 1.THE STATE OF ANDHRA PRADESH, rep. by itsPublic Prosecutor, High Court of A.P.Amaravati

...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 grant anticipatory bail to the Petitioners in the event of his arrest in connection with Crime No. 19 of 2026 of Hiramandalam Police Station on such terms and conditions and pass

IA NO: 1 OF 2026

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 May be pleased to implead the Proposed Respondent as Respondent No.2/De-facto Complainant in the main Criminal Petition and pass

Counsel for the Petitioner/accused(S):

1.P RAJKUMAR

Counsel for the Respondent/complainant:

1.PUBLIC PROSECUTOR

The Court made the following:

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA**CRIMINAL PETITION NO: 1830 of 2026****Order:**

This Criminal Petition is filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for brevity, "the BNSS"), by the petitioners/Accused Nos.1 to 3, seeking anticipatory bail in connection with Crime No.19 of 2026 of Hiramandalam Police Station, Srikakulam District, registered for the offences punishable under Sections 60 and 49 of the Bharatiya Nyaya Sanhita, 2023 (for brevity, "the BNS") and Sections 11 read with 12 of the Protection of Children from Sexual Offences Act, 2012.

2. The case of the prosecution, in brief, is that the complainant, on 25.02.2026 at about 20:00 hours, lodged a report stating that Accused No.1 had sexual intercourse with her on several occasions by making a false promise to marry her after she attained majority. It is further alleged that Accused Nos.2 and 3 encouraged Accused No.1 in the commission of the said offence.

3. Heard Mr. P. Raj Kumar, learned counsel for the petitioners, Sri Srinivas Rao Narra, learned counsel appearing for the complainant and Ms. K. Priyanka Lakshmi, learned Assistant Public Prosecutor representing the respondent-State.

4. Learned counsel for the petitioners submits that the petitioners are innocent and have been falsely implicated in the present crime. It is contended

that petitioner No.1 is working as a Jawan in the CRPF in Assam and petitioner Nos.2 and 3, who are his parents, have no role whatsoever in the alleged offence. It is further submitted that petitioner Nos.2 and 3 are permanent residents of Singidi Village, Bhamini Mandal, Parvathipuram District, and they are willing to cooperate with the investigation and furnish sureties. Learned counsel further submits that the petition, insofar as petitioner No.1 is concerned, may be dismissed as not pressed, and prays for grant of anticipatory bail to petitioner Nos.2 and 3.

5. Learned Assistant Public Prosecutor opposed the petition and submitted that the investigation is still pending and that if anticipatory bail is granted, there is every likelihood of the petitioners tampering with evidence or influencing the prosecution witnesses. It is further submitted that Accused No.1 committed sexual acts with the victim when she was a minor and that petitioner Nos.2 and 3 supported him. Hence, it is prayed that the petition be dismissed.

6. Heard. Perused the record.

7. A perusal of the contents of the FIR indicates that the allegations of repeated sexual intercourse on the false promise of marriage are primarily attributed to Accused No.1. Insofar as petitioner Nos.2 and 3 are concerned, except a general allegation that they did not agree to the marriage of Accused No.1 with the victim and allegedly threatened her, there are no specific overt acts attributed to them so as to prima facie attract the offences alleged.

8. Having regard to the facts and circumstances of the case, this Court is inclined to consider the request of petitioner Nos.2 and 3 for grant of anticipatory bail, subject to conditions.

9. Accordingly, petitioner Nos.2 and 3/Accused Nos.2 and 3 shall surrender before the learned jurisdictional Magistrate within a period of two (02) weeks from the date of receipt of a copy of this order and, on such surrender, they shall be enlarged on bail on executing a personal bond for a sum of Rs.20,000/- (Rupees Twenty Thousand only) each with two sureties for the like sum each to the satisfaction of the said Court. The petitioner Nos.2 and 3 shall:

(i) make themselves available for investigation as and when required;

(ii) not directly or indirectly threaten, induce, or promise any of the prosecution witnesses;

(iii) appear before the Station House Officer concerned once in a week, i.e., every Sunday between 10:00 a.m. and 01:00 p.m., until filing of the charge sheet.

10. Accordingly, the Criminal Petition is partly allowed. The petition, insofar as petitioner No.1/accused No.1 is concerned, is dismissed as not pressed.

Dr. JUSTICE VENKATA JYOTHIRMAI PRATAPA

Date: 24.03.2026
ARB

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA

CRIMINAL PETITION NO: 1830 of 2026

Date: 24.01.2026

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