Date of reserved for orders : Nil
Date of pronouncement : 01.07.2026
Date of uploading : 04.07.2026

APHC010330592026

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI [3521]
(Special Original Jurisdiction)

WEDNESDAY, THE 1st DAY OF JULY 2026

PRESENT

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL REVISION CASE NO: 707/2026

Between:

1. V REDDAPPA NAIDU, S/O MUNASWAMY NAIDUAGED ABOUT 55 YEARS,R/O DOOR NO. 18-8-10, MADHURA NAGAR,TIRUPATI TOWN, TIRUPATI DISTRICT-517501

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP. BY PUBLIC PROSECUTOR,HIGH COURT OF ANDHRA PRADESH, AMARAVATI.
2. A POLISETTY, S/O A. ANJANEYULU,AGED ABOUT 59 YEARS,R/O DOOR NO. 18-2-207, ASHOK NAGARTIRUPATI, TIRUPATI DISTRICT-517501

...RESPONDENT(S):

Counsel for the Petitioner:

1. THANNER SUNIL KUMAR

Counsel for the Respondent(S):

1. PUBLIC PROSECUTOR

The Court made the following:

ORDER:

The Criminal Revision Case has been filed under Section 482 of the Code of Criminal Procedure, 1973 (for brevity, 'the Cr.P.C')/Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for brevity, 'the BNSS'), seeking to set aside the condition of depositing 20% of the cheque amount imposed by the order dated 23.04.2026 in Crl.M.P. No.104 of 2026 in Crl.A. No.71 of 2026, on the file of the learned V Additional District and Sessions Judge, Tirupati..

2. Heard the learned Counsel for the Petitioner and the learned Assistant Public Prosecutor.

3. Issuance of notice to Respondent No.2 is not required, inasmuch as the impugned order relates to deposit of 20% of the cheque amount within a stipulated time.

4. The learned Counsel for the Petitioner submits that the Petitioner has been suffering from severe health ailments and is burdened with several debts, due to which he is unable to earn his livelihood. Consequently, he is unable to comply with the conditions imposed by the learned Appellate Court directing deposit of 20% of the cheque amount, as the same is burdensome to the Petitioner.

5. In this regard, it is apposite to refer judgment of the Hon'ble Apex Court wherein at **Jamboo Bhandari v. M.P. SIDC Ltd**[1] at Paragraph Nos.7 to 10, it is held that the court under exceptional cases may grant suspension of

[1] (2023) 10 SCC 446

sentence without imposing the condition of deposit of 20% of the fine/compensation amount/cheque amount.

6. Considering the entire facts and circumstances of the case, the impugned order dated 23.04.2026 passed in Crl.M.P.No.104 of 2026 in Crl.A.No.71 of 2026 on the file of the learned V Additional District and Sessions Judge, Tirupati, is slightly modified. The Petitioner is permitted to deposit 10% of the cheque amount within a period of two (02) weeks from the date of receipt of the copy of this order. On such deposit, Respondent No.2 is at liberty to withdraw the same upon furnishing sufficient surety to the satisfaction of the learned Trial Court.

7. In the result, the Criminal Revision Case is disposed of.

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

DR. Y. LAKSHMANA RAO, J

Date: 01.07.2026
PRA

Whether the order is :
Speaking Yes/No / Reasoned Yes/No
Reportable Yes/No / Non-Reportable Yes/No

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THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL REVISION CASE NO: 707/2026

Date: 01.07.2026

PRA