

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

FRIDAY, THE TWENTY FIRST DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE

PRESENT

HONOURABLE SRI JUSTICE HARINATH.N

CRIMINAL PETITION NO: 3038 OF 2025



Between:

Kakani Radha Krishna Murthy, S/o Venkata Ramaiah, aged 66 years,
Business, R/o D.No.5-47, Kakanipalem, Addanki, Bapatla District.

...PETITIONER/ACCUSED

AND

1. The State Of Andhra Pradesh, represented by its Station House Officer,
Bhavanipuram Police Station, Vijayawada, through Public Prosecutor,
High court of Andhra Pradesh, At Amaravati.
2. Syamala Koteswari @ Reddamma, (De facto Complainant)
W/o Venkateswara Reddy (Late), aged 54 years, R/o Plot No. 501,
Srirama Kasturi Bhai Apartment, Gudiwada Rama Rao Street,
Bhavanipuram, Vijayawada, Cell No. 9491686901

...RESPONDENTS

Petition under Section 528 of Cr.P.C praying that in the
circumstances stated in the Memorandum of Grounds of Criminal Petition,
the High Court may be pleased to quash the F.I.R No. 125 dated, 10-03-
2025 on the file of the Bhavanipuram Police Station, Vijayawada registered

against the petitioner for the offences punishable under sections 318(4), 79, 351(2) of BNS, 2023.

I.A. NO: 2 OF 2025

Petition under Section 482 of Cr.P.C praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to stay all proceedings including arrest of the petitioner in F.I.R No.125 dated. 10-03-2025 on the file of the Bhavanipuram Police Station, Vijayawada till pending disposal of the above Criminal Petition.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri YADAVALLI RAMESH, Advocate for the Petitioner and the Public Prosecutor on behalf of the Respondent.

The Court made the following Order:



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

[3457]

FRIDAY, THE TWENTY FIRST DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE HARINATH.N

CRIMINAL PETITION NO: 3038/2025

Between:

Kakani Radha Krishna Murthy

...PETITIONER/ACCUSED

AND

The State Of Andhra Pradesh and
Others

...RESPONDENT/COMPLAINANT(S)

Counsel for the Petitioner/accused:

1. YADAVALLI RAMESH

Counsel for the Respondent/complainant(S):

1. PUBLIC PROSECUTOR

The Court made the following:

Contd..2P..

THE HON'BLE SRI JUSTICE HARINATH.N

CRIMINAL PETITION No.3038 OF 2025

ORDER:

1. Heard the learned counsel for the petitioner and the learned Assistant Public Prosecutor appearing for the State.
2. The petitioner was arraigned as Accused in Crime No.125 of 2025 of Bhavanipuram Police Station, Vijayawada, registered for the alleged offences under Sections 318(4), 79, 351(2) of the Bharatiya Nyaya Sanhita, 2023.
3. The learned counsel for the petitioner submits that there is a difference in financial transactions between the petitioner and the 2nd respondent, the petitioner was falsely implicated in the present case. The learned counsel further submits that the offences alleged against the petitioner are punishable below 7 years and therefore, seeks a direction to the police to follow the procedure provided under Section 35(3) of the Bharatiya Nagarik Suraksha Sanhita, 2023.
4. Considering the submissions of the learned counsel for the petitioner, the Station House Officer, Bhavanipuram Police Station, Vijayawada, is directed to follow the procedure as contemplated under Section 35(3) of the Bharatiya Nagarik Suraksha Sanhita, 2023 for the purpose of investigation in connection with Crime No.125 of 2025.

5. Accordingly, the criminal petition is disposed off.
6. Miscellaneous petitions, if any, pending in the criminal petition shall stand closed.

//TRUE COPY//

Sd/- P U V BHASKAR RAO
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Station House Officer, Bhavanipuram Police Station, Vijayawada City.
2. One CC to SRI. YADAVALLI RAMESH Advocate [OPUC]
3. Two CC's to the Public Prosecutor, High Court of Andhra Pradesh at Amaravati [OUT]
4. Three CD Copies

RDB

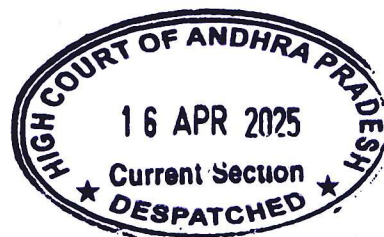
VNA

HIGH COURT

DATED:21/03/2025

ORDER

CRLP.No.3038 of 2025



DISPOSING OF THE CRIMINAL PETITION