

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

MONDAY, THE TWENTY SECOND DAY OF NOVEMBER
TWO THOUSAND AND TWENTY ONE

:PRESENT:

THE HONOURABLE SRI JUSTICE D RAMESH



IA No. 2 OF 2021

IN

CRLRC NO: 740 OF 2021

Between:

S.Vijaya Kumar, S/o S Prasad, Aged about 57 years, Occ Business, R/o 5th Street, Nethaji Nagar, Podalakur Road, Nellore City, SPSR Nellore District.

...Appellant/Accused

AND

1. Poosala Srinivasulu, S/o Venkataiah, Aged about 48 years, Occ: Business, R/o 8th Street, Nethaji Nagar, Podalakur Road, Nellore City, SPSR Nellore District.

...Respondent/Complainant

2. The State of Andhra Pradesh, Rep by its Public Prosecutor, High Court of Andhra Pradesh at Amaravathi.

...Respondents

Petition under Section 397(1) of Cr.P.C praying that in the circumstances stated in the memorandum of grounds filed in Criminal Petition, the High Court may be pleased to suspend the execution of sentence dt. 29/03/2018 passed in CC No. 499/2009 on the file of Judicial Magistrate of First Class Special Mobile Court, Nellore which was confirmed by the judgment dt 19/12/2019 passed in Crl.A No 147/2018 on the file of the IV Additional District and Sessions Judge Nellore, pending disposal of CRLRC No.740 of 2021, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the memorandum of grounds filed in support thereof and upon hearing the arguments of Sri. G Vijaya Saradhi, Advocate for the Petitioner and Public Prosecutor for the Respondent No.2, the Court made the following;

ORDER:

"Heard.

The sentence of imprisonment against the petitioner/ accused in judgment dated 19.12.2019 in Crl.A.No. 147 of 2018 on the file of IV Additional District and Sessions Judge, Nellore, which was imposed in judgment dated 29.03.2018 in C.C.No. 499 of 2009 on the file of Judicial Magistrate of I Class, Special Mobile Court, Nellore alone is suspended pending the criminal revision case on condition of petitioner surrendering before the Court of learned Judicial Magistrate of I Class, Special Mobile Court, Nellore and on such surrender, the petitioner shall be released on bail on the same day on his executing a bond for a sum of Rs. 20,000/- (Rupees twenty thousand only) with two sureties each for a like sum to the satisfaction of the learned Judicial Magistrate of I Class, Special Mobile Court, Nellore."

SD/- CHITTI JOSEPH
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

For ASSISTANT REGISTRAR

To,

1. The Judicial Magistrate of First Class Special Mobile Court, Nellore, Nellore Dist.
2. The IV Additional District and Sessions Judge, Nellore, Nellore District.
3. Poosala Srinivasulu, S/o Venkataiah, R/o 8th Street, Nethaji Nagar, Podalakur Road, Nellore City, SPSR Nellore District. **(by RPAD)**
4. One CC to Sri. G Vijaya Saradhi, Advocate [OPUC]
5. Two CCs to Public Prosecutor, High Court of AP [OUT]
6. One spare copy.

MSB

HIGH COURT

DR,J

DATED:22/11/2021

ORDER

**IA NO.2 OF 2021
IN
CRLRC.No.740 of 2021**

INTERIM DIRECTION

