APHC010031212024

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

WEDNESDAY, THE 19th DAY OF AUGUST 2026

PRESENT

THE HONOURABLE SRI JUSTICE MAHESWARA RAO KUNCHEAM

CRIMINAL PETITION NO: 399 OF 2024

Between:

1. SYED HUSSAIN, S/o. Syed Gapur, aged about 50 years, Occ Agriculture, R/o.4-113, Damacharla Anjaneyulu Colony, Sinagarayakonda, Prakasam District.

2. Syed Abid,, S/o.Syed Hussain, aged about 25 years, Occ Student, R/o.4-113, Damacharla Anjaneyulu Colony, Sinagarayakonda, Prakasam District.

3. Syed Arif,, S/o.Syed Hussain, aged about 24 years, Occ Student, R/o.4-113, Damacharla Anjaneyulu Colony, Sinagarayakonda, Prakasam District.

...Petitioners

AND

1. THE STATE OF ANDHRA PRADESH, Rep. by its Public Prosecutor, High Court of Andhra Pradesh at Amaravathi.

2. Kancherla Sowmya, W/o. Marineni Soma Sekhar, Aged about 33 years, Occ Senior Manager at Canara Bank R/o.

Mulaguntapadu Village, Singarayakonda Mandal, Singarayakonda, Prakasam District.

...Respondents

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 call for the records pertaining to F.I.R.No.146 of 2023, dated 1-07-2023, on the file of the Singarayakonda Police Station, Prakasam District and quash the same in the interest of justice and pass

IA NO: 1 OF 2024

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 pleased to stay all further proceedings including arrest of the petitioners in F.LR.No.l46 of 2023, dated 1-07-2023, on the file of the Singarayakonda Police Station, Prakasam District and pass

Counsel for the Petitioners: BALIBOYINA SRAVANI

Counsel for the Respondents: HANUMANTHA RAO BACHINA

Counsel for the Respondents: PUBLIC PROSECUTOR (AP)

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The Court made the following Order:

Instant Criminal Petition, under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, has been filed on behalf of the petitioners herein (A1 to A3), seeking to quash the proceedings in FIR in Crime No.146 of 2023 of Singarayakonda, Prakasam District, for the offences punishable under Sections 353, 355 and 323 read with Section 34 of the Indian Penal Code, 1860.

2. At the stage of admission, this Court has not granted any interim order in the instant *lis*.

3. Learned Assistant Public Prosecutor appearing on behalf of respondent-State, basing on the written instructions, submits that the police have filed a charge sheet in FIR in Crime No.146 of 2023 of Singarayakonda, Prakasam District, before the jurisdictional Magistrate.

4. At that juncture, learned counsel for the petitioners seeks permission of this Court to withdraw the present Criminal Petition

with a liberty to challenge the charge sheet, in accordance with the law, if so advised.

5. Accordingly, the Criminal Petition is dismissed as withdrawn, by granting liberty to challenge the charge sheet, in accordance with the law.

Interlocutory applications, if any, pending shall stand closed.

JUSTICE MAHESWARA RAO KUNCHEAM

Date: 19.08.2026
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THE HONOURABLE SRI JUSTICE MAHESWARA RAO KUNCHEAM

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