IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

THURSDAY, THE THIRTEENTH DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE HARINATH.N

CRIMINAL PETITION NO: 2717 OF 2025

Between:

Saride Devi, W/o.Venkateswara Rao, aged about 42 years, Occ. Housewife, R/o. D.No.24-06-7/25, Bezawada Plaza Apartment, 4th Floor, Ft.No.401-A, Sajjapuram, Tanuku, W.G. District.

...Petitioner/Appellant /Accused

AND

1. The State of Andhra Pradesh, Rep.by its Public Prosecutor, High Court of Judicature at Amaravati.
2. Achanta Srilakshmi, W/o.Venkateswara Rao, aged about 40 years. Housewife, Near Bellam Market, D.No.12-3-2/5, Near Gamini Textile, Tanuku Mandal, West Godavari District.

...Respondent/Complainant

Petition under Section 482 R/w 70 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 call for the records pertaining to CRL.MP No.1068/2024 in Appeal No.259/2024, dt.19.12.2024 in C.C No.1086/2021 on the file of the IV Additional Sessions Judge, Tanuku, West Godavari District and Quash the same.

I.A. NO: 1 OF 2025

Petition under Section 528 of BNSS, praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to grant Stay of all further proceedings in CRL.MP No. 1068 of 2024 in Appeal No.259 of 2024, dt.19.12.2024 in C.C.No.1086 of 2021 on the file of the IV Additional Sessions Judge, Tanuku, West Godavari District pending disposal of the main case.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri Manda Venkateswara Rao, Advocate for the Petitioner and the Public Prosecutor on behalf of the Respondent No.1

The Court made the following:

APHC010125632025

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI [3457]
(Special Original Jurisdiction)

THURSDAY ,THE THIRTEENTH DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE HARINATH.N

CRIMINAL PETITION NO: 2717/2025

Between:

Saride Devi ...PETITIONER/ACCUSED

AND

The State Of Andhra Pradesh and Others ...RESPONDENT/COMPLAINANT(S)

Counsel for the Petitioner/accused:

1. MANDA VENKATESWARA RAO

Counsel for the Respondent/complainant(S):

1. PUBLIC PROSECUTOR

The Court made the following:

THE HON'BLE SRI JUSTICE HARINATH.N

CRIMINAL PETITION No.2717 of 2025

ORDER:

1. Heard the learned counsel for the petitioner.
2. The learned counsel for the petitioner submits that the petitioner was convicted and sentenced to undergo ten months of simple imprisonment and also liable to pay a fine of Rs.25,000/- in default to suffer one month of simple imprisonment and the complainant was awarded compensation of Rs.5,00,000/- under Section 257(3) of the Code of Criminal Procedure, 1973 in C.C. No.1086 of 2021 on the file of the Special Magistrate Court, Tanuku, West Godavari District, for the alleged offence under Section 138 of the Negotiable Instruments Act, 1881. Aggrieved by the same, the petitioner preferred an appeal before the appellate court, wherein the learned Sessions Judge, while granting interim suspension of the sentence, imposed a condition of depositing 20% of the cheque amount with the trial court within 60 days from the date of the order.
3. It is submitted that the petitioner was unable to adjust the money to comply with the condition of depositing the money within 60 days, and as such, the learned Sessions Judge issued a non-bailable warrant against the petitioner. Hence, the petitioner seeks an extension of the period for compliance of the conditional order dated 19.12.2024 in Crl.M.P.No.1068 of 2024 in Criminal Appeal No.259 of 2024 in C.C.

No.1068 of 2021 on the file of the IV Additional Sessions Judge, Tanuku, West Godavari District.

4. Considering the submissions of the learned counsel for the petitioner, the time granted by the learned IV Additional Sessions Judge under the order dated 19.12.2024 in Crl.M.P.No.1068 of 2024 in Criminal Appeal No.259 of 2024 shall stand extended till 31.03.2025.The petitioner is directed to deposit the amount by 31.03.2025. If the petitioner fails to deposit the amount within the specified period, appropriate further steps will be initiated.
5. Accordingly, the criminal petition is disposed off.
6. Miscellaneous petitions, if any, pending in this criminal petition shall stand closed.

Sd/- U SRIDEVI
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The IV Additional Sessions Judge, Tanuku, West Godavari District.
2. One CC to Sri. Manda Venkateswara Rao, Advocate [OPUC]
3. Two CC to Public Prosecutor, High Court of Andhra Pradesh at Amaravathi [OUT]
4. Three CD Copies

MV
sree

HIGH COURT

DATED: 13/03/2025

ORDER

CRLP.No.2717 of 2025



DISPOSING OF THE CRLP