APHC010381952026

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI

THURSDAY, THE 8th DAY OF OCTOBER 2026

PRESENT

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL PETITION NO: 6203 OF 2026

Between:

Naraboina Vinay Babu, S/o. Papaiah, Aged about 46 Years, R/o. Door No. 88-16-2852, Sal Nagar 1st Line, Nallapadu Road, Amma Ashram Beside, Guntur.

...Petitioner/A3

AND

1. The State of Andhra Pradesh, The State of Andhra Pradesh, Rep. by its Public Prosecutor, High Court of Andhra Pradesh At Amaravati
2. Jada Sharada, W/o. Nagaraju, 9th lane, Balaji Nagar, Old Guntur, Guntur Town, Guntur District.

   (Crime No.88 of 2025 of Old Guntur Police Station).

   (Respondent No.2 is impleaded as per the Court order dated 31.07.2026 in Crl.P.No.6203 of 2026.)

...Respondent No.2/defacto complainant

Petition under Section 482 of BNSS praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to enlarge the Petitioner/A3 on Anticipatory Bail in the event of their arrest in Crime No.88 of 2025 on the file of Old Guntur Police Station, Guntur District, registered for the alleged offence under Section 108 of the Bharatiya Nyaya Sanhita, 2023.

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 Pothamsetty Jaya Prakash Counsel for the Petitioner, and of Public Prosecutor, for the Respondent No.1, and of Sri Kondeti Ranga Srinivas Counsel for the Respondent No.2, the Court made the following

The Court made the following:

ORDER:

The Criminal Petition has been filed under Sections 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for brevity 'the BNSS'), seeking to enlarge the Petitioner/Accused No.3 on bail in Crime No.88 of 2025 of Old Guntur Police Station, Guntur, registered for the alleged offence punishable under Section 194 of the Bharatiya Nagarik Suraksha Sanhitha, 2023 (for brevity 'the BNS').

2. The case of the prosecution, in brief, is that the deceased, who was doing chilli business, had taken 610 bags of chillies worth Rs.37,00,000/- from farmers of Kurnool District and handed over the stock to one Karthik, who failed to pay the amount to the farmers. As the farmers demanded the amount from the deceased, he became vexed and consumed poison at his residence on 25.03.2025, and while undergoing treatment at GGH, Guntur, died on 26.03.2025.

3. Mr. Pthamsetty Jaya Prakash, learned counsel for the Petitioner submits that Petitioner is innocent of the alleged offence and has been falsely implicated in the case. He is a law-abiding citizen. He is sole earning member of the family. He has not committed any offence. The Petitioner undertakes to strictly adhere to any conditions that may be imposed by this Court. In light of the foregoing submissions, the learned counsel prays that the present petition be allowed in the interest of justice.

3. *Per contra*, Mr. A.Sai Rohith, learned Assistant Public Prosecutor and Mr. Shaik Mohammed Ismail, learned legal aid counsel for the Respondent

No.2 vehemently opposed the grant of bail to the Petitioner, submitting that the investigation is still in progress and that custodial interrogation of the Petitioner is necessary for a proper and effective investigation. It is contended that if the Petitioner is granted pre-arrest bail at this stage, there is a likelihood of his interfering with the investigation, influencing or tampering with the material witnesses, and evading the process of law. In view of the foregoing submissions, it is urged that the petition be dismissed.

4. Heard learned counsel for the Petitioner and the learned Assistant Public Prosecutor and learned legal aid counsel for the Respondent No.2. Perused the record.

5. At the request of both sides, the matter was referred to mediation at the crime stage itself. The Mediator has submitted a mediation report.

6. The allegations against the other accused would also attract the provisions of aggravative forms of criminal breach of trust. However, having regard to the facts and circumstances of the case, the gravity and nature of the allegations levelled against the Petitioner/Accused No.3, and in view of the compromise effected between the Petitioner/Accused No.3 and Respondent No.2, this Court is inclined to enlarge him on pre-arrest bail, subject to the following stringent conditions.

7. In the result, the Criminal Petition is allowed with the following stringent conditions:

> i. In the event of the arrest of the Petitioner, the Petitioner/Accused No.3 shall be enlarged on bail by executing a bond for a sum of Rs.25,000/- (Rupees Twenty Five Thousand Only) with two sureties for the

like sum to the satisfaction of the arresting police officials;

ii. The Petitioner/Accused No.3 shall make himself available for investigation as and when required;

iii. The Petitioner/Accused No.3 shall not cause any threat, inducement or promise to the prosecution witnesses.

iv. The Petitioner/Accused No.3 shall appear before the Station House Officer concerned once in a week i.e., on every Saturday between 10.00 a.m. and 5.00 p.m., till filing of the charge sheet.

v. The Petitioner/Accused No.3 shall not leave the limits of the State of Andhra Pradesh without the express permission from the Station House Officer concerned.

vi. The Petitioner/Accused No.3 shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him/her from disclosing such facts to the Court.

vii. The Petitioner/Accused No.3 shall surrender his passport, if any, to the Investigating Officer. If he claims that he does not have passport, he shall submit an affidavit to that effect to the Investigating Officer.

SD/- N.SRINIVASA RAO
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Station House Officer, Old Guntur Police Station, Guntur District
2. One CC to SRI. POTHAMSETTY JAYA PRAKASH Advocate [OPUC]
3. One CC to SRI. KONDETI RANGA SRINIVAS Advocate [OPUC]
4. Two CCs to PUBLIC PROSECUTOR, High Court of Andhra Pradesh [OUT]
5. One spare copy

HIGH COURT

DR.YLR,J

DATED:08/10/2026

BAIL ORDER

CRLP NO. 6203 OF 2026

ALLOWED

