APHC010509442026

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI **[3521]**
(Special Original Jurisdiction)

WEDNESDAY, THE 28th DAY OF OCTOBER 2026

PRESENT

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL PETITION NO: 8578/2026

Between:

1. SURAVARAPU DASWANTH, S/O GANGARAO,HINDU, AGED 24 YEARS, D.NO.1-174, YSR STREETNAMAVARAM VILLAGE, RAJANAGARAM MANDAL CURRENTLY RESIDING AT FLAT NO.204,SAI VIKRAMADITYA APARTMENT, SAI NAGAR,MORAMPUDI, RAJAMAHENDRAVARAM

...PETITIONER/ACCUSED No.1

AND

1. THE STATE OF ANDHRA PRADESH, Rep. by SHO Prakash Nagar P.S.Rep by its Public Prosecutor,High Court of Andhra Pradesh, Amaravati.

...RESPONDENT/COMPLAINANT

Counsel for the Petitioner/accused:

1. VARREY VENKATA NAGA VISHNU TEJA

Counsel for the Respondent/complainant:

1. PUBLIC PROSECUTOR

The Court made the following:
ORDER:

Criminal Petition has been filed under Sections 480 and 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for brevity 'the BNSS'), seeking to enlarge the Petitioner/Accused No.1 on bail in Crime No.134of 2026 of Prakash Nagar UrbanPolice Station, East Godavari District, registered for

theallegedoffence punishable under Section 125(b) of the Bharatiya Nyaya Sanhita, 2023 (for brevity 'the BNS').

2. The case of the prosecution, in brief, is that the complainant and his friend, by name Priyanka, who were P.G. students at GSL Medical College, went to Prasaditya Mall on their friend's scooty to watch a movie. After watching the movie, while they were proceeding on the scooty towards the exit gate of the mall, the Petitioner/Accused No.1, who was driving a Tata Nexon car bearing No.AP 40 JF 6299, along with Accused No.2, dashed against their vehicle from behind in a rash and negligent manner, without blowing the horn. As a result, the complainant and his friend, along with the scooty, fell onto the road and sustained injuries. Immediately, the people present at the scene shifted them to GSL Swatantra Hospital for treatment. Based on the complaint lodged by the complainant, the above crime was registered against the Petitioner and Accused No.2. Subsequently, the complainant's friend, Priyanka, succumbed to her injuries.

3. Sri P.Veera Reddy, learned Senior Counsel, appearing for Mr. Varrey Venkata Naga Vishnu Teja, learned Counsel for the Petitioner, submits that the Petitioner is innocent and has been falsely implicated in the present crime. It is submitted that the police initially registered the case under Section 125(b) of 'the BNS', but subsequently added Section 110 of 'the BNS', though its ingredients are not attracted. It is further submitted that the Petitioner and the victim had no prior acquaintance and that the alleged incident, if any, was purely accidental. The Petitioner has been in judicial custody since

07.08.2026, and the CCTV footage and the alleged crime vehicle have already been secured. It is further submitted that 31 witnesses had been examined by the time of filing the second bail application. The Petitioner is a permanent resident of Rajamahendravaram. The Petitioner undertakes to abide by any conditions that this Court may impose while granting bail. Hence, it is urged that the Criminal Petition be allowed.

4. *Per contra,* Mr. A. Sai Rohith, learned Assistant Public Prosecutor, strenuously opposed the grant of bail, contending that the allegations levelled against the Petitioner are serious in nature and that Section 110 of 'the BNS' was rightly added in the course of investigation. It is submitted that the investigation is still in progress and that the previous bail applications filed by the Petitioner were dismissed by the learned Trial Court. It is further submitted that the allegations require proper adjudication during trial. He contends that the release of the Petitioner on bail may affect the investigation and prays for dismissal of the Criminal Petition.

5. Heard the learned counsel for the Petitioner and the learned Assistant Public Prosecutor. Perused the record.

6. Thoughtful consideration has been bestowed on the arguments advanced by the learned Counsel for both sides. I have perused the entire record.

7. Now, the point for consideration is:

"Whether the Petitioner/Accused No.1 is entitled to grant of bail?"

8. On perusal of the record, the Petitioner is arraigned as Accused No.1 in this case. Initially, the FIR was registered for the alleged offence punishable under Section 125(b) of 'the BNS', which is punishable with imprisonment for a term of three years. Subsequently, in the course of investigation, Section 110 of 'the BNS' was added, as the victim succumbed to her injuries. The deceased was a medical student. It is alleged that the Petitioner/Accused No.1 intentionally hit the deceased with his car on three occasions. The Petitioner was arrested on 07.08.2026 and has been in judicial custody for the past 82 days. So far, 31 witnesses have been examined. After completion of the investigation, the Chargesheet was filed, but it was returned. Video clippings/footage are stated to be available, depicting the alleged acts of the Petitioner. Having regard to the material available on record, the allegations against the Petitioner appear to be serious in nature.

9. Considering the entire facts and circumstances of the case, the nature and gravity of the allegations, and the material available on record, this Court is not inclined to enlarge the Petitioner/Accused No.1 on bail at this juncture. Accordingly, this Court finds no merit in the Criminal Petition, and the same is liable to be dismissed.

10. In the result, the Criminal Petition is dismissed.

As a sequel, Miscellaneous petitions, if any pending, shall stand closed.

DR. Y. LAKSHMANA RAO, J

Date: 29.10.2026
PRA

HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL PETITION NO: 8578/2026

Date: 29.10.2026
PRA