APHC010597162026

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

SATURDAY, THE 21st DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL PETITION NO: 10057/2026

Between:

BOYA BALANJANEYULU ALIAS BALU, S/O. B. GIDDAIAH ,AGED ABOUT 30 YEARS, OCC BUSINESSR/O. D.NO. 50/348 H 13, K.P.N.R. COLONY,B-CAMP, KURNOOL TOWN, KURNOOL DISTRICT, ANDHRA PRADESH

...PETITIONER/ACCUSED

AND

1. THE STATE OF ANDHRA PRADESH, REPRESENTED BY ITS PUBLIC PROSECUTOR,THROUGH KURNOOL III TOWN POLICE STATION,KURNOOL DISTRICTHIGH COURT OF ANDHRA PRADESH.
2. CHAKALI SAIKUMAR, S/O. C. CHINNA SOMANNA,AGED ABOUT 29 YEARS, OCC SUPERVISOR AT SRI BALAJI YASHODAHOSPITAL, KURNOOL,R/O. H.NO. B/B-40, B-CAMP, KURNOOL TOWN,KURNOOL DISTRICT, ANDHRA PRADESH.

...RESPONDENT/COMPLAINANT(S):

Counsel for the Petitioner/accused:

1. SOMISETTY GANESH BABU

Counsel for the Respondent/complainant(S):

1. PUBLIC PROSECUTOR
2. KANCHUMATI SUBBARAO

The Court made the following:
ORDER:

The Criminal Petition has been filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for brevity 'the BNSS') by the Petitioner/Accused No.1 for granting of pre-arrest bail in connection with Crime No.257 of 2026 of Kurnool III Town Police Station, Kurnool District, registered for the alleged offences punishable under Sections 115(2), 118(1), 351 (2) read with Section 3(5) of the Bharatiya Nyaya Sanhita, 2023 (for brevity, 'the BNS').

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

3. On perusal of the record, the Petitioner has filed the present second application seeking anticipatory bail before this Court. Earlier, in Crl.P.No.8485 of 2026, *vide* order dated 29.10.2026, this Court dismissed the first bail application filed by the Petitioner. There is no change in circumstances from the date of dismissal of the first bail application till the date of filing of the present, i.e., second bail application. The investigation is still in progress and has not yet been completed. A history sheet is maintained against the Petitioner by the Police concerned. There are specific overt acts attributed against the Petitioner.

4. In this regard, it is apposite to refer to the judgment of the Hon'ble Apex Court in **G.R.Ananda Babu v. State of Tamil Nadu**[1], wherein, at paragraph No. 6, it was held as under:

> *6.As a matter of fact, successive anticipatory bail applications ought not to be entertained and more so, when the case diary and the status report, clearly indicated that the accused (Respondent 2) is absconding and not cooperating with the investigation. The specious reason of change in circumstances cannot be invoked for successive anticipatory bail applications, once it is rejected by a speaking order and that too by the same Judge.*

5. Thus, in **G.R.Ananda Babu** *supra*, it was held that successive anticipatory bail applications are not maintainable when the accused is absconding and not cooperating with the investigation. A mere change in circumstances is not a valid ground once an earlier application has been rejected by a reasoned order. There are no merits in the petition. Hence, this Criminal Petition is liable to be dismissed.

6. 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: 21.1.2026
SAB/GSN

[1] (2021) 16 SCC 725

49

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL PETITION No.10057 of 2026

Date: 21.11.2026

SAB/GSN