APHC010603802026

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

FRIDAY, THE 20th DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL PETITION NO: 10173/2026

Between:

1. SHAIK BASHA ALIAS BASHA BUDA, S/O.MABUL,AGE 47 YEARS, OCC AGRICULTURE,R/O. ISLAMPETA, M.V.RAJUPALEM,KARLAPALEM VILLAGE MANDAL,BAPATIA DISTRICT, ANDHRA PRADESH.
2. SHAIK KHAJA, S/O SHAIK BASHA BASHA BUDAAGE 23 YEARS, OCC AGRICULTURE,R/O. ISLAMPETA, M.V.RAJUPALEM,KARLAPALEM VILLAGE MANDAL,BAPATIA DISTRICT, ANDHRA PRADESH.

...PETITIONER/ACCUSED(S)

AND

THE STATE OF ANDHRA PRADESH, REP. BY ITS PUBLIC PROSECUTOR,HIGH COURT, AMARAVATHI.

...RESPONDENT/COMPLAINANT

Counsel for the Petitioner/accused(S):

CHENNAKESAVULU KOTTE

Counsel for the Respondent/complainant:

PUBLIC PROSECUTOR

The Court made the following:

ORDER:

The 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 petitioners/accused Nos.1 and 2 on bail in Crime No.120 of 2026 of Karlapalem Police Station, Bapatla District, registered against the Petitioners/Accused Nos.1 and 2 for the offence punishable under Sections 115(2), 118(1), 331(8), 74 read with 3(5) of the Bharatiya Nyaya Sanhita, 2023 (for brevity 'the BNS').

2. Mr.Chennakesavulu Kotte, learned counsel for the petitioners, submits that the petitioners are innocent of the alleged offence and have been falsely implicated in the present case. They have not committed any offence. They are sole earning members of the family. They are law-abiding citizens. They have got fixed abode. The petitioners undertake to abide by any conditions that may be imposed by this Court while granting bail. Hence, learned counsel urges that the petition may be allowed.

3. *Per contra*, Mr.A.Sai Rohit, learned Assistant Public Prosecutor, vehemently opposes the grant of bail to the petitioners, submitting that the investigation is still underway and several material witnesses remain to be examined. It is contended that if the petitioners are released on bail at this stage, there is a likelihood of their absconding, thereby hampering the ongoing investigation and evading the process of law. In view of the foregoing

submissions, learned Assistant Public Prosecutor urges that the petition be dismissed.

4. Heard the learned counsel for the petitioners and the learned Assistant Public Prosecutor. Perused the record.

5. As seen from the record, there are two similar adverse antecedents reported against the petitioners, who are residents of Bapatla District. The petitioners were arrested on 15.09.2026 and have been in judicial custody for the past 69 days only. So far, only seven witnesses have been examined. Accused Nos.3 and 4 were served with notices under Section 35(3) of 'the BNSS'. The wound certificate has not yet been received, and the investigation is still at a progressive stage.

6. Having regard to the facts and circumstances of the case, the nature and gravity of the allegations levelled against the petitioners/Accused Nos.1 and 2 and in view of the pendency of the investigation, the request for enlarging the petitioners on bail is not found convincing and reasonable. Hence, this Court finds no merit in the Criminal Petition, and the same is liable to be dismissed.

7. 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: 20.11.2026
RSI

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THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL PETITION NO: 10173 of 2026

Date: 20.11.2026
RSI