

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
TUESDAY, THE TWENTY EIGHTH DAY OF MARCH
TWO THOUSAND AND TWENTY THREE

:PRESENT:
THE HONOURABLE Ms. JUSTICE B. S. BHANUMATHI



IA No. 2 OF 2023
IN

CRLRC NO: 246 OF 2023 /

Between:

Tenneti Krishna Murthy, S/o.Late Kameswara Rao, Aged .55 years, Brahmin,
R/o.D.No.4-4, Navodaya Colony, Madhurawada, Visakhapatnam.

...Petitioner/Appellant

AND

The State of Andhra Pradesh, Rep.by Public Prosecutor, High Court of AP.
Amaravathi

...Respondent/ Respondent

Petition under Section 397(1) of Cr.P.C praying that in the circumstances stated in the Memorandum of grounds filed in support of the petition, the High Court may be pleased to suspended the sentence and enlarge on bail to the petitioner/appellant pending final disposal of the Criminal Revision case against in Criminal Appeal 287 of 2016 on the file I Addl. Metropolitan Sessions at Visakhapatnam, Pending disposal of CRLRC No. 246 of 2023, on the file of the High Court.

Counsel for the Petitioner :SRI P GOPALA KRISHNA /

Counsel for the Respondent :PUBLIC PROSECUTOR (AP) /

The Court made the following:

ORDER:

The petitioner/Accused is found guilty for the offense punishable under Section 420 and 406 IPC, convicted and sentenced to undergo rigorous imprisonment for a period of two years and to pay Rs. 100/-, in default of payment of fine simple imprisonment for six months for the offence under Section 420 IPC and further sentenced to undergo rigorous imprisonment for a period of two years and to pay Rs. 100/-, in default of payment of fine simple imprisonment for six months for the offence under Section 406 IPC and all the sentences shall concurrently, vide judgment, dated: 04-07-2016, in C.C. No. 385 of 2012 on the file of the Court of IV Additional Chief Metropolitan Magistrate, Visakhapatnam.

The sentence imposed on the petitioner/accused is modified and reduced the sentences to rigorous imprisonment for six months and pay fine of Rs. 100/-, in default of payment of fine simple imprisonment for one month for the offence under Section 420 and 406 IPC by first appellate Court, vide judgment, dated: 14-03-2023, in Criminal Appeal No. 287 of 2016 of the learned I Additional Metropolitan Sessions Judge, Visakhapatnam.

Heard learned counsel for the petitioner/Accused and learned Assistant Public Prosecutor appearing for the respondent-State. Perused the material record.

Learned counsel for the petitioners submits that in view of the grounds urged in the revision, the petitioner has got fair chances of success in the revision. The petitioner is out of jail.

Having regard to the facts & submissions and the issues raised in the grounds of revision, which require detailed examination, the execution of sentence passed against the petitioner is suspended. Pending final disposal of the revision, and the petitioners, on surrender before the IV Additional Chief Metropolitan Magistrate, Visakhapatnam within a period of three (3) weeks from today, shall be enlarged on bail on his executing a personal bond for a sum of Rs. 25,000/- (Rupees twenty five thousand only) with two sureties for a like sum each to the satisfaction of the IV Additional Chief Metropolitan Magistrate, Visakhapatnam.

Sd/- P. VINOD KUMAR
ASSISTANT REGISTRAR

AS

//TRUE COPY//

For AS

SECTION OFFICER

To,

1. The IV Additional Chief Metropolitan Magistrate, Visakhapatnam.
2. One CC to SRI. P GOPALA KRISHNA Advocate [OPUC]
3. Two CCs to PUBLIC PROSECUTOR, High Court of Andhra Pradesh [OUT]
4. One spare copy

PSR

HIGH COURT

BSB,J

DATED:28/03/2023

BAIL ORDER

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DIRECTION

