APHC010344252026

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

Bench Sr.No:-20 [3584]

WRIT PETITION NO: 18419 of 2026

Kakani Govardhan Reddy ...Petitioner

Vs.

The State Of Andhra Pradesh and Others ...Respondent(s)

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CORAM : THE CHIEF JUSTICE LISA GILL
SRI JUSTICE CHALLA GUNARANJAN

DATE : 13th October 2026

Present :

Advocate for Petitioner(s): Mr.B.Sesibushan Rao

Advocate(s) for Respondent(s): Mr. Dammalapati Srinivas, Advocate General,

GP for Law Legislative Affairs,

Mr.S.Vivek Chandra Sekhar (R-2)

LISA GILL, CJ:

Grievance raised in this writ petition is that matters which are triable by a Magistrate are being placed before the Special Judge in the cadre of Sessions Judge for trial of Criminal Cases relating to MPs/MLAs. It is the case of petitioner that in view of judgment of Hon'ble the Supreme Court in **Ashwini**

Kumar Upadhyay Vs. Union of India and another[1], this is not a course which should be adopted.

2. A copy of proceedings in R.O.C.No.920/E1/2026, dated 09.10.2026 by the Registrar (Recruitment) I/C. Registrar (Administration) to the Secretary to Government, Law (LA & J Home Courts) Department, Government of Andhra Pradesh, Secretariat, Velagapudi, Amaravathi, has been furnished in Court today, relevant portion of which reads as under:

> "Adverting to the subject and references cited, as directed, I am to inform that the High Court has decided to designate the Court of the VIII Judicial Magistrate of First Class-cum-Civil Judge (Junior Division), Vijayawada, for the trial of offences triable by a magistrate against Members of Parliament and Members of the Legislative Assembly (MPs/MLAs), and to modify the Jurisdiction of the existing Special Court in the cadre of Sessions Judge at Vijayawada so as to exercise jurisdiction only over Sessions-triable offence and to exercise Appellate Jurisdiction over the criminal cases relating to elected Members of Parliament and Members of the Legislative Assembly that were tried by the Court of VIII Additional Judicial Magistrate of First Class-cum-Civil Judge (Junior Division), Vijayawada.
>
> In this regard, the Judicial Notifications and the draft Government Notification are forwarded with a request to issue the Notification to be issued by the Government and publish such Notification and the Notifications issued by the High Court in the Andhra Pradesh Extraordinary Gazette. You are requested to forward 2 copies of each to the High Court."

3. Learned Advocate General submits that necessary steps in this regard shall be taken by the Government expeditiously, therefore, in view of above, this writ petition is rendered infructuous.

[1] Passed in W.P.(Civil) No.699 of 2016 dated 14.12.2017

4. Learned counsel for the petitioner does not deny the same and states that in view of said developments, proceedings may be closed. However, respondent-State be directed to take steps expeditiously in this regard.

5. Keeping in view of facts and circumstances as above, this writ petition is disposed of as infructuous. No costs.

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

LISA GILL, CJ

CHALLA GUNARANJAN, J

tjn/akn

Whether the order is Speaking/Reasoned : Yes /No

Whether the order is Reportable : Yes /No

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HONOURABLE THE CHIEF JUSTICE LISA GILL

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THE HONOURABLE SRI JUSTICE CHALLA GUNARANJAN

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TJN/akn