APHC010504382018

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI [3368]
(Special Original Jurisdiction)

MONDAY, THE SIXTH DAY OF APRIL
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SRI JUSTICE B V L N CHAKRAVARTHI

CRIMINAL APPEAL NO: 1969/2018

Between:

1. YERRA SRINIVASULU NAIDU, RESIDENT OF D.NO 2712/1485, BALAJI NAGAR, NELLORE

...APPELLANT

AND

1. SHAIK MOMULLA, RESIDENT OF DOOR NO. 26/1/1770, VANAM THOPU, KONDAYAPALEM, NELLORE.

2. THE STATE OF ANDHRA PRADESH, REP. BY ITS PUBLIC PROSECUTOR, HIGH COURT OF JUDICATURE AT HYDERABAD.

...RESPONDENT(S):

Appeal under Section 372/374(2)/378(4) of Cr.P.C praying that the High Court may be pleased to to set aside the Judgment of acquittal dated 27-04-2018 in CC.No.448 of 2015 on the file of the Judicial Magistrate of First Class, Special Mobile Court, Nellore, SPSR Nellore District, and convict the respondent/accused for the offence under Section 138 of N.I. Act and award compensation to the appellant/complainant herein, and pass

IA NO: 1 OF 2018

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the

petition, the High Court may be pleased to grant special leave to the petitioner/appellant to prefer the present Criminal Appeal before this Honorable Court against the Judgment dated 27-04¬2018 in CC.No.448 of 2015 on the file of the Judicial Magistrate of First Class, Special Mobile Court, Nellore, SPSR Nellore District, and pass

Counsel for the Appellant:

1. SIVAPRASAD REDDY VENATI

Counsel for the Respondent(S):

1. VENKAT RAO RAVULAPALLI

2. PUBLIC PROSECUTOR (AP)

The Court made the following:

THE HONOURABLE SRI JUSTICE B.V.L.N. CHAKRAVARTHI

CRIMINAL APPEAL NO: 1969 of 2018

J U D G M E N T:

Heard learned counsel representing Sri Sivaprasad Reddy Venati, learned counsel for the appellant/complainant and learned counsel representing Sri Venkat Rao Ravulapalli, learned counsel for the respondent/accused and Sri C.Panini Somayaji, learned Additional Public Prosecutor representing the State.

2. Learned counsel for the appellant would submit that the matter has been settled out of the Court and, therefore, the appellant may be permitted to withdraw the appeal.

3. The appeal was filed by the complainant challenging the order of acquittal rendered by the learned Magistrate for the offence under Section 138 of the Negotiable Instruments Act, 1881.

4. In the light of above facts and circumstances, permission is accorded.

5. Accordingly, the Criminal Appeal is dismissed as withdrawn.

As a sequel, interlocutory applications, if any, pending shall stand closed.

JUSTICE B.V.L.N. CHAKRAVARTHI

Dated: 06.04.2026
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THE HONOURABLE SRI JUSTICE B.V.L.N. CHAKRAVARTHI

CRIMINAL APPEAL No: 1969 of 2018

Date: 06.04.2026

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