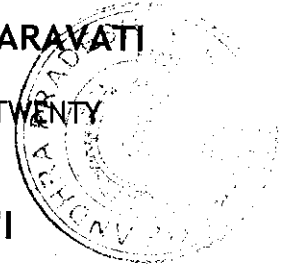


IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

THURSDAY, THE SEVENTH DAY OF MAY, TWO THOUSAND AND TWENTY  
: PRESENT :

THE HONOURABLE SMT JUSTICE T. RAJANI



CRL.P.No. 1847 of 2020

Between:-

Kantamneni Ravi Shankar, S/o. K. Venkateshwara Rao.

..... Petitioner/Accused No. 1.

.AND

The State of Andhra Pradesh, Rep. by its Public Prosecutor,  
High Court of Andhra Pradesh, at Amaravati.

.....Respondent/Complainant.

Petition filed under Section 438 of Cr.P.C. praying that in the circumstances stated in the Grounds of Criminal Petition, the High Court may be pleased to enlarge the petitioner on bail in the event of his arrest in connection with Crime No. 20 of 2020 on the file of CID Police Station, Mangalagiri, Guntur District, in the interest of justice.

The petition coming on for hearing, upon perusing the memorandum of grounds filed in support thereof and upon hearing the arguments of Sri Umesh Chandra PVG, Advocate for the Petitioner and of the Public Prosecutor on behalf of respondent/State, the Court made the following

ORDER :-

**SMT JUSTICE T. RAJANI**

**CRIMINAL PETITION No.1847 of 2020**

**ORDER:**

This petition is filed, under Section 438 of the Criminal Procedure Code, 1973, seeking to grant anticipatory bail to the petitioner, who is A-1, in Crime No.20 of 2020 on the file of CID Police Station, Mangalgiri, Guntur District, registered for the offences under Sections 505 (2), 506 and 188 I.P.C. and Section 54 of the Disaster Management Act, 2005.

2. Heard the counsel for the petitioner and learned Additional Public Prosecutor appearing for the respondent.

3. The counsel for the petitioner submits that according to the case of the prosecution, the complainant came across a video on the Youtube containing abusive contents against the Chief Minister of the State of Andhra Pradesh. The counsel for the petitioner submits that Section 188 IPC does not apply to the case as no promulgation made by the Government. As regards the Section 505 (2) and 506 IPC, he submits that there is nothing attracting the said offences, in the said video.

4. The Additional Public Prosecutor opposed the bail petition and also issuance of Section 41-A notice to the petitioner.

5. However since the content of the video is not placed before this Court, this Court in the interest of justice deems it fit to pass an Order directing the police not to effect arrest of the petitioner except by following the guidelines prescribed by the Hon'ble Apex

Court in *Arnesh Kumar v. State of Bihar*<sup>1</sup> and also the procedure contemplated under Section 41 (A) of Cr.P.C.

6. With the above direction, the Criminal Petition is disposed of.

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

SD/- M. SURYANADHA REDDY  
ASSISTANT REGISTRAR

//TRUE COPY//

  
for ASSISTANT REGISTRAR

To

- 1.The VI Additional Junior Civil Judge Court-cum-Special Court for CID Cases, Guntur.
- 2.The Station House Officer, C.I.D. Police Station, Mangalagiri, Guntur Distrit.
- 3.Two CCs to Public Prosecutor, High Court of A.P.,(OUT)
- 4.One CC to Sri Umesh Chandra PVG, Advocate(OPUC)
- 5.One spare copy.

TKK

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<sup>1</sup> (2014) 8 SCC 273

# HIGH COURT

TR.J

DT.07-05-2020.

ORDER

CRL.P.No. 1847 of 2020

DIRECTION

8 MAY 2020