

**HON'BLE SRI JUSTICE P.NAVEEN RAO**

**CRIMINAL PETITION No.29 of 2015**

**ORDER:**

The petitioner/accused filed the present application under Section

438 of the Code of the Criminal Procedure (Cr.P.C.), seeking release in the event of his arrest in connection with Crime No.215 of 2014 of Panjagutta Police Station, Hyderabad, registered for the offences punishable under Sections 408 and 420 IPC.

2. The facts in issue are as under:

The complainant-Company has appointed the accused as an officer to facilitate to their organisation clients, powers to operate over draft account including on-line operation. During the course of audit, an amount of Rs.21,96,791/- was misappropriated with malafide intention by the accused by sending the same to his relatives through on-line. Basing on these allegations, the above case came to be registered.

3. Petitioner filed CrI.M.P.No.4471/2014 before the IV Additional Metropolitan Sessions Judge, Hyderabad, praying to grant anticipatory bail and the same was dismissed by order dated 03.01.2015.

4. Heard learned counsel for the petitioner and the learned Public Prosecutor appearing for the respondent-State.

5. Learned counsel for the petitioner submitted that the petitioner is falsely implicated into the crime and the allegations alleged against him in the complaint do not constitute any

offence and in abuse of process of law.

6. Having regard to the above, the Criminal Petition is disposed of giving liberty to the petitioner/accused to surrender before the learned Magistrate and move regular bail after giving notice to the learned Public Prosecutor concerned, and in such an event, the learned Magistrate is required to consider on its own merits the application to grant bail preferably on the same day, if not at least on next day and subject to such conditions as may be necessary, in accordance with law.

7. As a sequel thereto, Miscellaneous Petitions, if any, pending shall stand closed.

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**JUSTICE P.NAVEEN RAO**

13<sup>th</sup> January 2015

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