

**HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA AND THE STATE OF ANDHRA PRADESH**

FRIDAY, THE TENTH DAY OF NOVEMBER,
TWO THOUSAND AND SEVENTEEN

:PRESENT:
THE HON'BLE DR. JUSTICE SHAMEEM AKTHER

CRL.P .No. 8440 of 2017

Between:

Patibandla Jaya Raju, S/o. Prasad,
aged about 32 years, R/o. Door No. 14-68-40,
9th Lane, Chandrababu Naidu Colony, Tenali Town,
Guntur District.

..... Petitioner/
Accused

AND

The State of Andhra Pradesh, Through SHO, Tenali III-Town P.S., Rep. by the
Public Prosecutor, High Court of Judicature at Hyderabad for the State of Telangana
and the State of Andhra Pradesh.

.....Respondent/
Complainant

Petition under Sections 437 & 439 of Cr.P.C. praying that in the circumstances
stated in the petition filed herein, the High Court may be pleased to release the
petitioner on bail pending enquiry and trial of the case in FIR No.126 of 2017 of
Tenali III-Town Police Station, Guntur District.

The petition coming on for hearing, upon perusing the Petition filed in support
thereof and upon hearing the arguments of Sri K.V.R. Krishna Sharma, Advocate for
the petitioner/accused and of the learned Additional Public Prosecutor (AP) for the
respondent-State, the Court made the following

ORDER:

**“Heard learned counsel for the petitioner/accused and learned Additional
Public Prosecutor for the respondent State, and perused the record.**

**This petition is filed under Section 439 Cr.P.C. for grant of bail to the
petitioner/accused in Crime No.126 of 2017 of Tenali III Town Police Station,
Guntur District, for the offences punishable under Section 376(2)(i) IPC and
Section 4 of POCSO Act.**

**The victim is 16 years of age in this case. It is brought to the notice of this
Court that charge sheet is filed and the case is committed to the Court of
Session and S.C. number is also given. Having regard to the facts and
circumstances of the case, the petitioner is required to enter into his defence.
Under these circumstances, the petitioner/accused can be enlarged on bail.**

**In the result, the petitioner/accused is ordered to be released on bail on
his executing a personal bond of Rs.10,000/- (Rupees Ten Thousand only)
with two sureties for a like sum each to the satisfaction of the learned
I-Additional Judicial First Class Magistrate, Tenali, Guntur. On such release,
the petitioner/accused shall not enter into his Village for a period of six
months.**

Accordingly, the Criminal Petition is allowed.”

ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To

- 1 The Special Judge constituted under Protection of Children from Sexual Offences Act-cum-I Additional Sessions Judge, Guntur.
- 2 The I-Additional Judicial First Class Magistrate, Tenali, Guntur.
- 3 The Superintendent, District Jail, Guntur.
- 4 The Station House Officer, Tenali III-Town Police Station, Guntur District.
- 5 One CC to Sri K.V.R. Krishna Sharma, Advocate (OPUC)
- 6 Two CCs to Public Prosecutor (AP), High Court of Judicature at Hyderabad. (OUT)
- 7 One spare copy.



HIGH COURT

DR.SA,J

DATE: 10-11-2017

ORDER

CRL.P. NO. 8440 OF 2017

DIRECTION



HIGH COURT

Nnr

Date of Drafting: 14-11-2017

DR.SA,J

DATE: 10-11-2017

ORDER

CRL.P.NO. 8440 OF 2017

DIRECTION

