

**HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA AND THE STATE OF ANDHRA PRADESH
TUESDAY, THE THIRTIETH DAY OF JANUARY
TWO THOUSAND AND EIGHTEEN**

:PRESENT:
THE HON'BLE SMT JUSTICE T. RAJANI

CRLP .NO:577 of 2018

Between:

C. Lakshmikantha Reddy S/o Thimma Reddy

**..... Petitioners/Accused No. 2
AND**

The Station House Officer, Kosigi Excise P.S., at Kurnool District
and State of A.P. rep by Public Prosecutor, High Court of
Judicature at Hyderabad

.....Respondent/Complainant

Petition under Section 438 of Cr.P.C praying that the
High Court may be pleased to enlarge the petitioner/Accused
No.2 on bail in the event of his arrest in connection with Crime
No. 138 of 2017 on the file of Station House Officer, Kosigi Excise
P.S., Kurnool District

The petition coming on for hearing, upon perusing
the Petition and the memorandum of grounds filed in support
thereof and upon hearing the arguments of SRI B. SIVA KESAVA
REDDY Advocate for the Petitioner, The Public Prosecutor for the
Respondent and the Court made the following.

ORDER

This Criminal Petition is filed by the petitioner under section 438
Cr.P.C., seeking grant of anticipatory bail to the petitioner, who are
A-2 in Crime No. 138 of 2017 of Kosigi Excise Station, Kurnool
district, registered for the offences punishable under section 36 [1]
(b & c) of A.P. Excise Act, 1968.

2. Heard the learned counsel for the petitioner/A2 and the
learned Additional Public Prosecutor appearing on behalf of the
respondent/State.

3. A perusal of the report and F.I.R. in Crime No. 138 of 2017 of Kosigi Excise Station shows that it is A-1, who committed the offence in order to earn more money, not being satisfied with the salary given by A-2. No knowledge imputed to A-2.

4. Considering that there is no role of the petitioner/A-2 in the alleged offence, this Criminal Petition is allowed and the petitioner/A-2 is directed to be enlarged on bail in the event of his arrest in Crime No. 138 of 2017 of Kosigi Excise Station, Kurnool district, on his executing a personal bond for Rs.10,000/- [Rs. Ten Thousand only] with two sureties for the like sum each to the satisfaction of Station House Officer, Kosigi Excise Police Station, Kurnool district.

5. Further, on such release, the petitioner/A2 shall abide by the conditions enunciated under Section 438 (2) Cr.P.C., which are as hereunder:

i) The petitioner shall make themselves available for interrogation by a Police Officer as and when required ;

ii) The petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case, so as to dissuade him from disclosing such facts to the Court or to any Police Officer ; and

iii) The petitioner shall not leave India without the previous permission of the Court.

6. As a sequel, miscellaneous petitions if any, pending in this Criminal Petition shall stand closed.

Sd/- A.SURYA PRAKASH RAO
ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To

1. The II Additional Sessions Judge, Kurnool, Adoni
2. The Station House Officer, Kosigi Excise Police Station, Kurnool District
3. One CC to SRI B. SIVA KESAVA REDDY, Advocate (OPUC)
4. Two CC's to Public Prosecutor, High Court of Judicature at Hyderabad (OUT)
5. One Spare copy

Avs

HIGH COURT

TRJ

DATED: 30.01.2018

ORDER

CRLP NO. 577 OF 2018



BAIL

Avs
Dated: 31.01.2018

HIGH COURT

TRJ

DATED: 30.01.2018



ORDER

CRLP NO. 577 OF 2018

BAIL