

**THE HON'BLE SRI JUSTICE T.SUNIL CHOWDARY**

CRIMINAL PETITION No.8432 of 2017

ORDER:

This criminal petition is filed by accused No.1, under Sections 437 and 439 of Cr.P.C., seeking bail in S.C. No.114/S/2016 on the file of the Court of Special Judge for Trial of Cases under SCs and STs (PoA) Act-cum-IV Additional District and Sessions Judge, Guntur.

2. The learned counsel for the petitioner submitted that the entire case is based on circumstantial evidence and even if the petitioner is released on bail, there is no chance to tamper with prosecution evidence. *Per contra*, the learned Additional Public Prosecutor representing the State submitted that the trial Court posted the matter to 25.9.2017 to fix the schedule for trial of the case; therefore, it is not the stage to grant bail to the petitioner.

3. The case of the prosecution is that the petitioner along with accused No.2 kidnapped 12 years boy, who is the son of the *de facto* complainant and demanded huge amount towards ransom. On the ground that the mother of the boy did not respond properly, the petitioner and accused No.2 killed the boy.

4. The petitioner filed CrI.M.P.No.454 of 2017 before the trial Court, under Sections 437 and 439 of Cr.P.C., and the same was dismissed on 05.5.2017 taking into consideration the stage of the case.

5. A perusal of the record *prima facie* reveals the role played by the petitioner in commission of the offence. Accused No.2 filed

Crl.M.P.No.2615 of 2017 before this Court, under Sections 437 and 439 of Cr.P.C., and the same was dismissed on 06.4.2017. The learned Additional Public Prosecutor, on instructions, submitted that the trial Court posted the matter to 25.9.2017 to fix the schedule for trial.

6. Taking into consideration the nature of the offence and the stage of the matter, this Court is of considered view that it is not a fit case to grant bail to the petitioner.

7. Accordingly, the criminal petition is dismissed.

September 15, 2017  
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**T.SUNIL CHOWDARY, J**

