

HON' BLE SRI JUSTICE M. SATYANARAYANA MURTHY

CRIMINAL PETITION No.1952 of 2017

ORDER:

This criminal petition is filed by the petitioners/ A.1 & A.2 under Section 438 of Cr.P.C., to direct the Station House Officer, Sanjeeva Reddy Nagar PS, Hyderabad, to enlarge them on bail in the event of their arrest in connection with Cr.No.67 of 2017, registered for the offences punishable under Sections 420, 402, 506 read with 34 of IPC.

2. The case of the petitioners is that they entered into an agreement of sale and settlement deed with the complainant and that there are certain terms and conditions for repayment of the amount. At this stage, it is not proper to consider whether the petitioners repaid the amount or not. However, learned Additional Public Prosecutor (TS) represented that a notice under Section 41-A of Cr.P.C. was issued but the petitioners did not respond to the said notice.

3. Taking into consideration of the nature of the offences, I find that this is a fit case to direct the Station House Officer to follow the guidelines issued by the Supreme Court in '*Arnesh Kumar vs. State of Bihar & another*¹'.

4. With the above direction, this criminal petition is disposed of.

M. SATYANARAYANA MURTHY, J

Date: 14.03.2017
BSS

¹ (2014) 8 SCC 273

HON' BLE SRI JUSTICE M. SATYANARAYANA MURTHY

41

CRIMINAL PETITION No.1952 of 2017



Date: 14.03.2017

BSS