

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

TUESDAY , THE NINETEENTH DAY OF DECEMBER
TWO THOUSAND AND SEVENTEEN

:PRESENT:

THE HON'BLE DR JUSTICE SHAMEEM AKTHER

CRLP .NO:11954 of 2017

Between:

1. Kokollu Rahamulla, S/o. Ankaiah,
2. Kommala Jayakrishna, S/o. Muniswamy,

..... Petitioners/Accused 3 and 4

AND

State of Andhra Pradesh, rep. by the Public Prosecutor, High Court of
Judicature, at Hyderabad for the State of TELANGANA and State of Andhra
Pradesh, Hyderabad.

.....Respondent

Petition under Sections 437 & 439 of Cr.P.C praying that in the
circumstances stated in the memorandum of grounds filed therein the High
Court may be pleased to enlarge the petitioners on bail in Crime No. 167/2017
U/s 341 and 307 R/w Sec. 34 IPC of Kota Police Station.

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.T.V.SUMAN Advocate for the Petitioners and Additional
Public Prosecutor for Respondent, the Court made the following.

ORDER:

This Criminal Petition is filed by the petitioners/A.3 and A.4 under
Section 439 of Cr.P.C. for grant of bail to them in Crime No.167 of 2017
of Kota Police Station, SPSR Nellore District, registered for the offences
punishable under Sections 341, 307 read with 34 I.P.C.

2. Heard the learned counsel for the petitioners/A.3 and A.4, learned
Additional Public Prosecutor representing the respondent-State and
perused the record.

3. The learned counsel for the petitioners/A.3 and A.4 would submit
that the petitioners are innocent persons and they are falsely implicated
in this case.

4. On the other hand, the learned Additional Public Prosecutor opposed
for grant of bail to the petitioners/A.3 and A.4.

5. The material on record reveals that on 11.10.2017 at 6.10 p.m., when the *de facto* complainant was proceeding by a car, the accused Nos.1 and 2 dragged him outside of the car and said to have been caused bleeding injuries. The names of the petitioners/A.3 and A.4 are not mentioned in the First Information Report. These petitioners were remanded to judicial custody on 22.10.2017.

6. Having regard to the nature of allegations and the investigation conducted so far, the petitioners/A.3 and A.4 are entitled to be released on bail under Section 439 Cr.P.C.

7. Accordingly, the petitioners/A.3 and A.4 are ordered to be released on bail on their executing a personal bond for a sum of Rs.10,000/- (Rupees Ten thousand only) each with two sureties in a like sum each to the satisfaction of the learned Judicial Magistrate of I Class, Gudur, SPSR Nellore District. After being released on bail, the petitioners/A.3 and A.4 shall report before the Station House Officer, Kota Police Station, SPSR Nellore District, on every Sunday between 08.00 a.m. to 10.00 a.m., till filing of the charge sheet.

8. The Criminal Petition is, accordingly, allowed.

Sd/- B.SATYAVATHI
ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To

1. The Judicial Magistrate of First Class, Gudur, SPSR Nellore District.
2. The VII Additional Sessions Judge, Gudur, SPSR Nellore District.
3. The Superintendent, Sub-Jail, Gudur, SPSR Nellore District.
4. The Station House Officer, Kota Police Station, SPSR Nellore District.
5. Two CCs to the Public Prosecutor (AP), High Court at Hyderabad (OUT)
6. One CC to Sri.T.V.Suman, Advocate, Advocate (OPUC)
7. One spare copy

HIGH COURT

DR.SA.J

DATED: 19.12.2017

CRL.P.NO.11954 OF 2017

BAIL



TRk
dated: 20.12.2017

HIGH COURT

DR.SA.J

DATED: 19.12.2017



CRL.P.NO.11954 OF 2017

BAIL