

HON'BLE Dr. JUSTICE B. SIVA SANKARA RAO

CRIMINAL PETITION No.6725 of 2018

ORDER :

The petitioner is A.3, among five or more accused, of Crime No.933 of 2017 of Pendurthy Police Station, Visakhapatnam City, registered for the offences punishable under Sections 420, 468 and 471 read with 34 IPC.

2. The accused persons mainly A.1 and A.2 among A.1 to A.5 all family members and A.3, the petitioner herein, is no other than the wife of A.2 and daughter of A.1, lured the *de facto* complainant and several others and collected nearly Rs.1,00,00,000/- under the guise of providing public employment and as per the *de facto* complainant, she cause paid Rs.6,50,000/- from their say of each to pay Rs.4,00,000/- to get employment in 2015 and there was no providing of employment and after some time issued cheques that were dishonoured when questioned a fake employment order was shown in the 1st week of April, 2017 i.e., bearing dated 03.04.2017, and after knowing the same as fake, when questioned again issued cheques that were also dishonoured.

3. A perusal of the case diary shows the petitioner is also issued a cheque for about Rs.3,00,000/- in favour of one of the victims in that issue and having perused the same, the learned IV Additional Sessions Judge, by order, dated 19.05.2018, in CrI.M.P.No.1041 of 2018 dismissed the anticipatory bail application of the petitioner even by

now they could not show any changed circumstances worth to consider, leave about as observed rightly at para 5 of the dismissal order supra, the petitioner even issued notice under Section 41-A Cr.P.C., failed to respond and that there are no grounds to consider the concession of anticipatory bail to the petitioner even she is a lady, but for to say pursuant to the Section 41-A Cr.P.C. notice, she can appear within one week from the date of receipt of the order before the police, in the meantime not to arrest and from that police strictly follow Section 41-A Cr.P.C. and the guidelines of Apex Court in **Arnesh Kumar v. State of Bihar**¹, no way prevents to surrender and move for regular bail to decide on own merits.

4. With the above observation, the criminal petition is disposed of.

Miscellaneous petitions pending, if any, shall stand closed.

20th July 2018.

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Dr. B. SIVA SANKARA RAO, J

¹ (2014) 8 SCC 273