

HON'BLE Dr. JUSTICE B.SIVA SANKARA RAO

CRIMINAL PETITION No.7134 OF 2018

ORDER:

The petitioners are A.3 and A.4 among 4 accused no other than mother and brother of A.2 and wife and younger son of A.1 respectively. A.4 is mentioned as house wife and A.3 mentioned as a student of JNTU, third year, B.Tech at Kakinada.

The petitioners are in judicial custody since 10.02.2018 in crime No.51 of 2018 occurred before the intervening night of 04/05.02.2018 for the offences punishable under Sections 302, 307, 324, 506 & 509 r/w 34 IPC.

Heard learned counsel for the petitioners and learned Public Prosecutor representing the 1st respondent-State and also learned counsel for the defacto complainant, who came on record as 2nd respondent since permitted and perused the FIR, bail application averments and the part-I case diary and counter filed on behalf of the 2nd respondent.

Though this Court thought of to consider the concession of regular bail to the 1st petitioner-A.3, who is third year student of B.E./B.Tech as the case may be in JNTU, Kakinada, it shows he is in judicial custody since 10.02.2018 and even the academic year of 2018-19 already commenced and there is nothing to show in the previous academic career of 2017-18 ending by 2018 before first half whether he was promoted or not to the next academics and whether what examination he appeared.

Having regard to the above, this Court even not chosen to consider any lending of concession so far as A.3 also concerned more particularly from the fact that so far as A.3 & A.4 given any concession, but for if at all to A.3 for the academics and the entire village from the perusal of the case diary witnessed the occurrence and stating about their aggressive role and of no one of inferior role in commission of the said double murder that too the Sessions Case already appears numbered from the committal proceedings and the hearing of the charges is the immediate step wherefrom the Court can if at all framed charges to consider any further requirement of bail or not therefrom. In the meantime, such concession this Court is not chosen to exercise.

Having regard to the above and in the result, this Criminal Petition is dismissed.

Miscellaneous petitions, if any, shall stand closed.

Dr. B. SIVA SANKARA RAO, J

Date: 23.07.2018
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