

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

**WEDNESDAY, THE THIRTY FIRST DAY OF OCTOBER
TWO THOUSAND AND EIGHTEEN**

:PRESENT:

**THE HONOURABLE DR. JUSTICE SHAMEEM AKTHER
CRIMINAL PETITION NO: 11154 OF 2018**

Between:

DSL. Venkata Subba Rao, S/o. Chinagalaiah,

...Petitioner/Accused No.1

AND

The State of Telangana, Through Public Prosecutor, High Court, Hyderabad

...Respondent/Complainant

Petition under Section 438 of Cr.P.C, praying that in the circumstances stated in the affidavit filed in support of the Criminal Petition, the High Court may be pleased to enlarge the Petitioner and Accused on anticipatory bail in the event of his arrest in C.C No. 222 of 2015 on the file of the VII Additional Metropolitan Magistrate, Nampally, Hyderabad.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof upon hearing the arguments of SMT. ALMAS MOHAMMED Advocate for the Petitioner and the PUBLIC PROSECUTOR (TG) for the Respondent, the Court made the following.

The Court made the following.

ORDER:

This Criminal Petition, under Section 438 of the Code of Criminal Procedure, 1973, is filed by the petitioner/A.1, for grant of bail in Crime No.151 of 2014 of Malakpet Police Station, Hyderabad, registered for the offence punishable under Section 420 of IPC.

2. Heard the learned counsel for the petitioner/A.1 and the learned Additional Public Prosecutor representing the respondent-State and perused the record.

3. It is brought to the notice of this Court that charge sheet has already been filed. Vide order dated 10.10.2018 in CrI.P.No.10452 of 2018, this Court directed the petitioner to surrender before the Court concerned with liberty to file an application for bail and thereafter, the Court concerned was directed to dispose of the said application as expeditiously as possible. Since charge sheet has already been filed and as the allegations are with regard to borrowing of Rs.10.00 lakhs, issuing of cheque and dishonour of the same, the issue appears to be civil in nature. Further, the petitioner pleaded that his health is not good,

considering these circumstances, the petitioner/A.1 can be granted bail under Section 438 Cr.P.C. on some conditions.

4. The petitioner/A.1 is directed to surrender before the VII Additional Metropolitan Magistrate, Nampally, Hyderabad within two weeks from the date of this order. On such surrender, the learned Magistrate shall release the petitioner/A.1 on bail on his executing personal bond for a sum of Rs.25,000/- (Rupees twenty five thousand only) with two sureties in a like sum each to his satisfaction. On such release, the petitioner/A.1 shall not leave India, without permission and shall not cause hindrance in the trial of the case.

5. The Criminal Petition is, accordingly, allowed.

Miscellaneous petitions, if any, pending in this Criminal Petition, shall stand closed.

//TRUE COPY//

Sd/-CH. VENKATESWARA
ASSISTANT REGISTRAR

For ASSISTANT REGISTRAR

To,

1. The Metropolitan Session Judge, Hyderabad.
2. The VII Additional Chief Metropolitan Magistrate, Nampally, Hyderabad.
3. The SHO P.S, Malakpet, Hyderabad.
4. One CC to SMT. Almas Mohammed, Advocate [OPUC]
5. One CC to the Public Prosecutor (TG) High Court at Hyderabad[OUT]
6. One spare copy

GR

HIGH COURT

DR.SA,J

DATED:31/10/2018

ORDER

CRLP.No.11154 of 2018

BAIL

