

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

TUESDAY, THE EIGHTEENTH DAY OF DECEMBER, TWO THOUSAND AND
EIGHTEEN
: PRESENT :

THE HONOURABLE DR JUSTICE SHAMEEM AKTHER

CRL.P.No. 13239 of 2018

Between:-

1. Gadde Samatha @ Samatha Satyanarayana Gadde,
W/o. Sathyanarayana Gadde.
2. Gundlapally @ Gullapelli Swapna, D/o. Late Ramachandram.

..... Petitioners/Accused Nos. 5 & 7.

AND

The State of Telangana, Represented by its Public Prosecutor,
P.S. Sulthanabad, High Court at Hyderabad.

..... Respondent/Complainant.

Petition filed under Section 438 of Cr.P.C. praying that in the circumstances stated in the Grounds of Criminal Petition, the High Court may be pleased to grant Anticipatory Bail to the Petitioners by directing their release in the event of their arrest in Crime No. 258 of 2018 of P.S. Sulthanabad.

This petition coming on for hearing, upon perusing the memorandum of grounds filed in support thereof and upon hearing the arguments of Sri K. Surender, Advocate for the Petitioners and of Additional Public Prosecutor(TS) on behalf of Respondent-State, the Court made the following ORDER :-

"This Criminal Petition, under Section 438 of the Code of Criminal Procedure, 1973, is filed by the petitioners/A.5 and A.7, for grant of bail in Crime No.258 of 2018 of Sulthanabad Police Station, Peddapalli District, registered for the offences punishable under Sections 498-A, 304-B read with 34 of IPC and Section 4 of Dowry Prohibition Act, 1961.

2. Heard the learned counsel for the petitioners/A.5 and A.7 and the learned Additional Public Prosecutor representing the respondent-State and perused the record.

3. During the course of submissions, it is brought to the notice of this Court that A.6 in this Crime was granted bail by this Court, *vide* order, dated 27.11.2018, passed in Crl.P.No.12404 of 2018. The specific allegation against the petitioner/A.5 is that she demanded additional dowry. The allegation against the petitioner/A.7 is that she has illegal intimacy with A.1. The prosecution case is that when A.1 demanded an additional dowry of Rs.5.00 lakhs to take back his wife-Shravani, to his company, on telephone and when the said conversation was going on in between the *de facto* complainant and A.1, Shravani heard the same and committed suicide immediately on the same day. The truth or otherwise of the allegations made against the petitioners/A.5 and A.7 are required to be determined in the course of investigation of after due trial. Under these circumstances, the petitioners/A.5 and A.7 can be granted bail under Section 438 Cr.P.C. on some conditions.

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4. The petitioners/A.5 and A.7 are directed to surrender before the Station House Officer, Sulthanabad Police Station, Peddapalli District within 15 days from the date of this order. On such surrender, the said Station House Officer shall release the petitioners/A.5 and A.7 on bail, on each of them executing a personal bond for a sum of Rs.10,000/- (Rupees ten thousand only) with two sureties in a like sum each to his satisfaction. On such release, the petitioners/A.5 and A.7 shall report before the said Station House Officer, on every Sunday between 09:00 and 10:00 A.M., till filing of the charge sheet. The petitioners/A.5 and A.7 shall also abide by the conditions stipulated in Section 438(2) Cr.P.C., and shall cooperate with the investigation officer in investigation of the case.

5. The Criminal Petition is accordingly, allowed.

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

Sd/- B.NARASINGA RAO
ASSISTANT REGISTRAR

//TRUE COPY//

for ASSISTANT REGISTRAR

To

- 1.The III Additional Sessions Judge, Karimnagar.
- 2.The Judicial First Class Magistrate, Sulthanabad, Peddapalli District.
- 3.The Station House Officer, Sulthanabad Police Station, Peddapalli District.
- 4.Two CCs to the Public Prosecutor(TS), High Court at Hyd (OUT).
- 5.One CC to Sri K. Surender, Advocate(OPUC)
- 6.One spare copy.

TKK

HIGH COURT

DR.SA.J

DT.18-12-2018.

ANTICIPATORY
BAIL ORDER



CRLP .No. 13239 of 2018

RELEASE THE PETITIONERS/ACCUSED NOS. 5 & 7
ON BAIL IN THE EVENT OF
THIER ARREST