

**HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA AND THE STATE OF ANDHRA PRADESH
TUESDAY, THE SECOND DAY OF JANUARY
TWO THOUSAND AND EIGHTEEN**

:PRESENT:
THE HON'BLE DR. JUSTICE SHAMEEM AKTHER
CRL. P. NO:12715 of 2017

Between:

- 1 Mohammed Siddique @ Satyanarayana @ Burugupalli Satyanarayana S/o. Ramulu,
- 2 Motapothula Praveen @ Abdulla S/o. Ramesh,
- 3 Bathini Someshwara Rao @ Abdullah S/o. Subba Rao,
- 4 Mattapally Sagar S/o. Narsaiah,
- 5 Shaik Ameer Pasha @ Ameer S/o. Shaik Azmath Pasha,
- 6 Mohammed Rabbani S/o. Md. Mohamood,
- 7 Md. Faizuddin S/o. Md. Hafeezuddin,

..... Petitioners/Accused No. 1, 2, 6 to 10

AND

The State of Telangana, through SHO PS Malkajgiri, Rachakonda, represented by Public Prosecutor, High Court at Hyderabad.

.....Respondent

Petition under Sections 437 & 439 of Cr.P.C., praying that in the circumstances stated in the petition and the grounds filed herein, the High Court may be pleased to enlarge the petitioners/accused Nos.1, 2, 6 to 10 arrested in F.I.R.No.903 of 2017 of PS Malkajgiri, Rachakonda, on such terms and conditions this Hon'ble Court may deem fit and proper in the interest of justice.

Counsel for the Petitioners : SRI K.VENUMADHAV

Counsel for the Respondent : ADDL. PUBLIC PROSECUTOR (TS)

The Court made the following ORDER:

“This Criminal Petition, under Section 439 of the Code of Criminal Procedure, 1973, is filed by the petitioners/accused Nos.1, 2, 6 to 10 for grant of bail in Crime No.903 of 2017 on the file of the Malkajgiri Police Station, Rachakonda Commissionerate, registered for the offences punishable under Sections 342, 370, 153(A)(c) and 120-B of I.P.C., Section 3(2)(v) of SCs & STs (POA) Amendment Act, 2015, and Section 42 of the Juvenile Justice Act, 2015.

2. Heard the learned counsel for the petitioners/accused Nos.1, 2, 6 to 10, learned Additional Public Prosecutor representing the respondent-State and perused the record.

3. The specific allegation against the petitioners/accused Nos.1, 2, 6 to 10 is that they have brought children from the nearby areas and making them to study Urdu and Quran and also few other religious books written in Arabic, without there being

proper registration and permission from the concerned authorities. Accused Nos.3, 4 and 5 in this crime were granted bail by the learned Special Sessions Judge for trial of cases under SCs & STs (POA) Act – cum – VII Additional District & Sessions Judge, Ranga Reddy District at L.B.Nagar, vide orders, dated 05.12.2017, passed in Crl.M.P.Nos.346/2017, 366/2017 and 351 of 2017 respectively. The petitioners/accused Nos.1, 2, 6 to 10 were remanded to judicial custody on 18.11.2017. All the material witnesses are examined. Major part of the investigation is completed. The violations on the part of the petitioners/accused Nos.1, 2, 6 to 10 are required to be established after due trial. Having regard to the nature of allegations levelled against the petitioners/accused Nos.1, 2, 6 to 10, they can be enlarged on bail under Section 439 of Cr.P.C. on some conditions.

4. Accordingly, the petitioners/accused Nos.1, 2, 6 to 10 are ordered to be released on bail on their executing personal bonds 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 X Metropolitan Magistrate, Cyberabad at Malkajgiri. On such release, the petitioners/accused Nos.1, 2, 6 to 10 shall report before the Station House Officer, Malkajgiri Police Station, Rachakonda Commissionerate, on every Saturday and Sunday between 08:00 AM and 09:00 AM, till filing of the charge-sheet.

5. The Criminal Petition is, accordingly, allowed.

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

ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To

1. The Special Sessions Judge for Trial of Cases under SCs & STs (POA) Act cum VII Addl. District and Sessions Judge, Ranga Reddy District, at L.B. Nagar.
2. The X Metropolitan Magistrate, Cyberabad, Malkajgiri.
3. The Station House officer, Malkajgiri Police Station, Rachakonda commissionerate.
4. The Superintendent, Central Prison, Cherlapalli, RR District.
5. Two CCs to Public Prosecutor, (TS), High Court of Judicature, at Hyderabad (OUT)
6. one CC to Sri K.Venumadhav, Advocate (OPUC)
7. One Spare copy

HIGH COURT

**AB
DRAFTED ON 3-1-2018**

DR.SA,J

DATE: 02-01-2018



ORDER

CRL.P. NO. 12715 OF 2017

BAIL