

HONOURABLE JUSTICE G. SRI DEVI

CRIMINAL PETITION NO. 3115 of 2019

ORDER :

1. The petitioners, who are accused Nos.1 and 2, filed the present application under Section 438 Cr.P.C. seeking release in the event of their arrest in connection with Crime No.251 of 2019 of Karimnagar II Town Police Station, Karimnagar, registered for the offences punishable under Sections 307, 324 read with Section 34 IPC.

2. The case of the prosecution is that on 16.05.2019, the *de facto* complainant filed a complaint to the effect that he is a car driver and got married to one Ashwini. One month prior to the date of incident, both of them shifted to a rented house in Kashmeergadda. It is alleged that from the time of shifting to the new house, one Banothu Ravi (petitioner No.1) and his family used to quarrel with the family of the complainant and was harassing mentally at the time of taking drinking water. On 15.05.2019, when the informant came home and washed his hands near tap, the petitioner came there and abused him, assaulted him with iron rod and when he tried to escape, he got injuries on his forehead and in the meanwhile when his wife interfered, the petitioners and their daughter attacked on the wife of the informant, knowing that she is a pregnant. They assaulted her and kicked on her stomach.

3. Heard learned counsel for the petitioners and learned Additional Public Prosecutor.

4. It has been submitted by the learned counsel for the petitioners that the petitioners are innocent and have not committed any offence as alleged in the FIR. It is also submitted that the informant and his wife sustained injuries accidentally and the petitioners had no intention to quarrel with the informant. It is stated that the first petitioner is working as Junior Assistant, V Additional District and Sessions Court at Karimnagar and the second petitioner is also a Government employee. Taking advantage of the injuries cause to the *de facto* complaint and due to his own fault, he has filed false complaint against the petitioners.

5. Learned Additional Public Prosecutor opposed the anticipatory bail application.

6. Looking into the nature of allegations made against the petitioners, the gravity of the offences alleged and in view of the facts and circumstances of the case, I am not inclined to grant anticipatory bail to the petitioners. However, if the petitioners surrender before the Court concerned and moves an application for bail, the same shall be considered, in accordance with law, on the same day.

7. Accordingly, the Criminal Petition is disposed of.

JUSTICE G. SRI DEVI

21.06.2019
vnb

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Date: 21.06.2019

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