

THE HONOURABLE JUSTICE G. SRI DEVI

CRIMINAL PETITION No.3850 OF 2019

ORDER:

This Criminal Petition, under Section 438 of the Code of Criminal Procedure, 1973 (for short, 'Cr.P.C'), is filed by the petitioners/Accused Nos.3, 5 and 7 for grant of anticipatory bail in the event of their arrest in connection with Crime No.273 of 2018 of Nalgonda-II Town Police Station, Nalgonda District, registered for the offences punishable under Sections 420, 406 and 409 I.P.C.

2. Heard learned counsel for the petitioners/Accused Nos.3, 5 and 7 and the learned Additional Public Prosecutor representing the respondent/State. Perused the record.

3. The case of the prosecution is that on 05.10.2018 at 15:00 hours, the police received a letter, dated 26.09.2018, from the complainant, who is a Regional Joint Director of Collegiate Education, Warangal, wherein she stated that the Commissioner of Collegiate Education, Telangana State, Hyderabad, has conducted audit in the Government Degree College for Women, Nalgonda, and noticed that the staff, who are working in the said college, have misappropriated the government money approximately Rs.46,64,848/- during the academic years 2010-2015 and thereby committed the offence. Hence, she prayed to take necessary legal action against them.

4. Learned counsel for the petitioners/accused Nos.3, 5 and 7 would submit that the petitioners are no way concerned with the alleged offence; that at the time of alleged offence, the petitioners are working at different places in different cadres and they are no

way concerned with the alleged offence; that the issue relates back to 2010-2015 and every year audit is being conducted in the college and nothing is stated against these petitioners at that point of time; that the petitioners are Government employees and if they are arrested, they will be put to great hardship and hence, he prays to grant anticipatory bail to the petitioners.

5. Learned Additional Public Prosecutor opposed the grant of the bail to the petitioners/accused Nos.3, 5 and 7.

6. A perusal of the First Information Report shows that the petitioners have misappropriated huge amount of government money during the academic years 2010-2015 and thereby committed the offence.

6. Since the petitioners along with other accused have misappropriated huge amount of Government money and the allegations made against them are grave in nature, I am not inclined to grant anticipatory bail to the petitioners. However, if the petitioners/accused Nos.3, 5 and 7 surrenders before the Court concerned and moves an application for grant of regular bail, after giving notice to the Public Prosecutor, the same shall be considered by the Court concerned in accordance with law.

8. With the above direction, the Criminal Petition is dismissed.

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

JULY 17, 2019
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Date:17.07.2019

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