

**HIGH COURT FOR THE STATE OF TELANGANA  
AT HYDERABAD**

TUESDAY, THE SIXTH DAY OF AUGUST  
TWO THOUSAND AND NINETEEN

:PRESENT:

**THE HON'BLE JUSTICE G SRI DEVI**

**CRIMINAL PETITION NO: 4481 OF 2019**



**Between:**

1. Naini Srinivas, S/o. Shankar, (A-13)
2. Nainni Shankar, S/o. Mond, (A-28)
3. Sakinala Thirupathi, S/o. Mallaiah, (A-29)
4. Maidam Mahesh, S/o. Sabtaiah @ Sathaiah, (A-31)
5. Pudari Suresh, S/o. Sathaiah, (A-34)
6. Pudari Srinu, S/o. Lachanna, (A-35)
7. Maulkar Laxman, S/o. Nanaiah, (A-38)

....Petitioners/A13,A28,A29,A31,A34,A35 & A38

**AND**

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

....Respondent

Petition under Sections 437 & 439 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 petitioners / A13, A28, A29, A31, A34, A35 & A38 on bail in Crime No. 55/2019 of P.S. Easgaon, District Kumrambheem (Asifabad), in the interest of justice.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of SRI.B.VIJAYSEN REDDY Advocate for the Petitioners and ADDL.PUBLIC PROSECUTOR (TG) for the Respondent, the Court made the following.

**ORDER:**

This Criminal Petition, under Section 439 of the Code of Criminal Procedure, 1973, is filed by the petitioners/A.13, A.28, A.29, A.31, A.34, A.35 and A.38, for grant of bail in Crime No.55 of 2019 of Easgaon Police Station, Kumrambheem-Asifabad District, registered for the offences punishable under Sections 307, 147, 148, 332, 353 and 427 read with 149 of IPC and Section 3(2)(v)(a) of the Schedule Castes and Scheduled Tribes (Prevention of Atrocities) Amendment Act, 2015.

2. Heard the learned counsel for the petitioners, the learned Additional Public Prosecutor representing the respondent/State and perused the record.

3. The case of prosecution, in brief, is that on 30.06.2019 as per the orders of the Government, when L.W.2-Forest Range Officer along with her staff went

to Kotha Sarsala Village and tried to level the protected forest land, the accused rushed to the spot and abused the forest force in filthy language, obstructed and damaged the tractors, and also beat the drivers. When L.W.2 tried to rescue, A.1 and other accused attacked her with stick, due to which she sustained bleeding injuries. The accused also attacked the staff of forest department indiscriminately and trespassed into the forest land and attempting to commit murder of L.W.2. Hence, the aforesaid case was registered against the petitioners.

4. Learned counsel for the petitioners submits that the petitioners are remanded to judicial custody on 02.07.2019. He further submits that the allegations levelled against the petitioners that they have insulted L.Ws.6 to 8 in the name of their caste is totally absurd since the petitioners have no knowledge about the caste of L.Ws.6 to 8. The petitioners are innocent and they are falsely implicated in this case. No specific overt acts are attributed against the petitioners. Neither the petitioners found in the unlawful assembly with deadly weapons to pick up quarrel with forest officials nor they abused L.Ws.6 to 8 in filthy language. The petitioners are ready to abide by any conditions imposed by the Court. However, learned counsel for the petitioners seeks permission of this Court to withdraw the criminal petition insofar as petitioner No.1/A.13 is concerned.

4. Learned Additional Public Prosecutor representing the respondent/State conceded to the fact that the names of the petitioner Nos.2 to 7/A.28, A.29, A.31, A.34, A.35 and A.38 are not mentioned in the FIR.

5. Acceding to the request of the learned counsel for the petitioners, permission is granted and the Criminal Petition is dismissed as withdrawn insofar as petitioner No.1/A.13 is concerned.

6. Having regard to the nature of allegations levelled against the petitioner Nos.2 to 7/A.28, A.29, A.31, A.34, A.35 and A.38 and in view of the facts and

circumstances of the case, without advertent to the merits of the case, this Court is inclined to grant bail to them on certain terms and conditions.

7. Accordingly, petitioner Nos.2 to A.7/A.28, A.29, A.31, A.34, A.35 and A.38 are ordered to be released on bail on their executing personal bonds for a sum of Rs.15,000/- (Rupees fifteen thousand only) each with two sureties for a like sum each to the satisfaction of the Judicial Magistrate of First Class, Sirpur (T). On such release, the petitioner Nos.2 to 7/A.28, A.29, A.31, A.34, A.35 and A.38 shall report before the Station House Officer, Easgaon Police Station, Kumrambheem-Asifabad District, on every Saturday between 10:00 A.M. and 11:00 A.M., till completion of investigation and filing of charge sheet, whichever is earlier. The petitioner Nos.2 to 7/A.28, A.29, A.31, A.34, A.35 and A.38 shall not intimidate the prosecution witnesses and they shall appear personally before the trial Court on each and every date of hearing till completion of trial.

8. In the result, the Criminal Petition is partly allowed.

Sd/- M.MANJULA  
ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To

1. The Special Judge for Trial of Cases Under SCs/STs (POA) Act-cum-V Additional District and Sessions Judge, Adilabad.
2. The Additional Judicial First Class Magistrate, Adilabad District
3. The Judicial First Class Magistrate at Sirpur-T
4. The Superintendent, District Jail, Adilabad
5. The Station House Officer, Easgaon Police Station, Kumrambheem (Asifabad) District.
6. One CC to SRL B VIJAYSEN REDDY Advocate [OPUC]
7. Two CCs PUBLIC PROSECUTOR (TG), High Court at Hyderabad (OUT)
8. One spare copy

Note: the satisfaction Court is Additional Judicial Magistrate of First Class, Adilabad District" is corrected as "Judicial Magistrate of First Class, Sirpur(T)" as per order of the court dated 9.8.2019 made in IA.No.1 of 2019 in CrI.P.No.4481 of 2019, Substitute this amended order in place of Previous Order which was already dispatched on 6/8/2019.

Sd/- N.PURUSHOTHAM REDDY  
ASSISTANT REGISTRAR

HIGH COURT

GSD,J

DATED: 6.8.2019

CRL.P.NO.4481 OF 2019

BAIL

