

THE HONOURABLE JUSTICE G. SRI DEVI

CRIMINAL PETITION No.4858 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 petitioner/ Accused No.1 for grant of anticipatory bail in the event of his arrest in connection with Crime No.177 of 2018 of Amberpet Police Station, Hyderabad, registered for the offences punishable under Sections 406, 420 and 506 I.P.C.

2. Heard learned counsel for the petitioner/ Accused No.1, the learned Additional Public Prosecutor representing the respondent-State and perused the record.

3. The allegation in the complaint would go to show that accused No.1, who is a President of Harijana Girijana Backward Classes and Minorities Welfare Association, cheated the *de facto* complainant, who is working as a maidservant, by inducing her that he will arrange allotment of house in Government scheme and collected an amount of Rs.2,10,000/- from her; that neither accused No.1 has provided any house nor repaid the amount, but, however, the present petitioner/ accused No.2 promised her to return the money. But, so far no amount is paid and threatened her with dire consequences. Hence, she filed a complaint to take necessary action against them.

4. Learned counsel for the petitioner/ accused No.1 would submit that the petitioner is not a well educated and do not know English properly so that he is taking assistance of his son who studied B.Tech. and doing software job; he is an innocent person and falsely implicated in this case; and he never committed any offence as alleged in the

complaint and hence, he prays to grant anticipatory bail to the petitioner/ accused No.1.

5. Learned Additional public Prosecutor opposed the grant of the bail to the petitioner/ Accused No.1. He further submits that the application filed by accused No.2, who is son of the petitioner, was dismissed by this Court on 08.07.2019 vide CrI.P.No.3548 of 2019.

6. A perusal of the First Information Report shows that there is specific allegation against the petitioner that he collected an amount of Rs.2,10,000/- from the *de facto complainant* inducing her that he will arrange allotment in house in government scheme, but neither he provided any house nor repaid the amount and threatened the *de facto* complainant with dire consequences.

7. Having regard to the nature of allegations levelled against the petitioner/ Accused No.1 and the gravity of offences, I am not inclined to grant anticipatory bail to the petitioner/ Accused No.1. However, if the petitioner/ Accused No.1 surrenders before the Court concerned within fifteen (15) days from today and moves an application for grant of regular bail, the same shall be decided by the Court concerned on the same day, 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.

JUSTICE G SRI DEVI

20.08.2019
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