

THE HONOURABLE JUSTICE G. SRI DEVI

CRIMINAL PETITION No. 4798 of 2019

ORDER :

This Criminal Petition, under Section 438 of the Code of Criminal Procedure, 1973, is filed by the petitioner/A.1, for grant of anticipatory bail in Crime No.318 of 2010 of Musheerabad Police Station, Hyderabad, registered for the offences punishable under Sections 306 and 498-A of IPC, which is now pending as S.C.No.163 of 2018 on the file of the I Additional Metropolitan Sessions Judge, Hyderabad.

2. Heard learned counsel for the petitioner/A.1, learned Additional Public Prosecutor representing the respondent/State and perused the record.

3. Learned counsel for the petitioner/A.1 would submit that the petitioner and the complainant are cousins. The petitioner was granted bail by the trial Court. Thereafter, due to some unavoidable circumstances, he could not attend the Court. Hence, NBW was issued against him and the same is pending. Therefore, the petitioner apprehends that he may be taken into custody in connection with the said case. Hence, he prayed to grant anticipatory bail to the petitioner.

4. Learned Additional Public Prosecutor representing the respondent/State opposed to grant bail to the petitioner/A.1.

5. As seen from the record it appears that since the petitioner has not attended the Court, after his release on bail, NBW was issued to him.

6. In view of the fact that the said crime is of the year 2010 and the Sessions Case is pending since 2018, this Court is not inclined to grant anticipatory bail to the petitioner/A.1.

7. In the result, the Criminal Petition is dismissed. However, if the petitioner/A.1 surrenders before the trial Court concerned within ten days from the date of this order and move an application for regular bail, after giving prior notice to the Public Prosecutor concerned, the same may be considered in accordance with law.

22.08.2019
ssp

JUSTICE G. SRI DEVI

