

THE HONOURABLE JUSTICE G. SRI DEVI

CRIMINAL PETITION No.6276 of 2019

ORDER:

This Criminal Petition, under Section 438 of the Code of Criminal Procedure, 1973, is filed by petitioner/A7, seeking to grant anticipatory bail in Cr.No.685 of 2019 on the file of Madhapur Police Station, Cyberabad District, registered for the offences under Sections 406, 420, 506 read with Section 34 IPC.

2. Heard learned counsel for the petitioner/A7, learned Additional Public Prosecutor representing the respondent-State and perused the record.

3. It is alleged in the complaint that A1 and A2 introduced a business scheme to the de-facto complainant stating that she can earn huge amounts of money in a span of time if she joins in the business and thereafter, she attended the interview and met A1 to A21, who explained her about the business, and on their request, she joined in the scheme in the month of May, 2019 and transferred a sum of Rs.10 lakhs through her account to the accounts of A1 to A3. Thereafter, she came to know that the accused were running business in the name of Q-Net, which is money circulation scheme, by collecting money from the public and when she asked for return of her amount, the accused refused to return the same and asked her to join more persons to get money back, thereby cheated her, and they also threatened her with dire consequences to see her end if she asks money.

4. Learned counsel for the petitioner/A7 submits that the petitioner has been falsely implicated in the crime even the allegations in the complaint are no way concern with him and no amount was transferred to his account by the de-facto complainant. He further submits that the other accused were arrested on 22.09.2019 before the date of registration of FIR i.e., 23.09.2019. He further submits that the petitioner is only Distributor of the company and that the de-facto complainant made false and vague allegations against him as she paid the amount to Q-Net company as IT (Distributor) after complete knowledge of the business. He further submits that even as per the allegations in the complaint, no *prima facie* case is made out against the petitioner and that the petitioner is ready to abide by the conditions imposed by this Court.

5. As seen from the contents of the complaint, there are specific allegations against the petitioner/A7 and other accused that they had conducted interview and obtained consent of the de-facto complainant by deceitful means stating that she could earn more money. Thus, in view of the nature of allegations made in the complaint, this Court is not inclined to grant anticipatory bail to the petitioner/A7 and his prayer for anticipatory bail is refused. However, if the petitioner/A7 surrenders before the trial Court within 15 days from today and moves an application for bail, the trial Court shall consider the same in accordance with law on the same day.

6. With the above directions, the Criminal Petition is dismissed.

7. Miscellaneous applications, if any pending in this criminal petition, shall stand dismissed.

G. SRI DEVI, J

14th October, 2019

sj

