

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

TUESDAY, THE THIRTY FIRST DAY OF DECEMBER
TWO THOUSAND AND NINETEEN

: PRESENT:

THE HONOURABLE JUSTICE G SRI DEVI.

CRIMINAL PETITION NO: 8439 OF 2019

Between:

Tarsem Singh, S/o Sardar Sulakhan Singh

Petitioner/Accused No. 1

AND

The State of Telangana, Rep., by its Public Prosecutor, High court of Telangana, Hyderabad

Respondent/Complainant

Petition under Section 438 of Cr.P.C., praying that in the circumstances stated in the the Criminal Petition, the High Court may be pleased to enlarge the petitioner/A-1 on bail in the event of his arrest in connection with Cr.No.106/2019 U/s 498-A, 323 IPC and 3 and 4 of DP Act, dt. 24-10-2019 of IT Corridor Police Station, Cyberabad

The petition coming on for hearing, upon perusing the Petition filed in support thereof and upon hearing the arguments of Sri T M K Chaitanya, Advocate for the Petitioner and of Additional Public Prosecutor for the Respondent, the Court made the following:

ORDER:

HON'BLE JUSTICE G. SRI DEVI

CRIMINAL PETITION No.8439 of 2019

ORDER:

This Criminal Petition under Section 438 of Cr.P.C. is filed by the petitioner/A1 seeking anticipatory bail to him in Crime No.106 of 2019 on the file of IT Corridor Police Station, Cyberabad District, registered for the offences under Sections 498-A, 323 IPC and under Sections 3 and 4 of Dowry Prohibition Act.

2. It is alleged in the complaint that the petitioner/A1 and other accused used to harass the de-facto complainant mentally and physically by demanding additional dowry and they used to force her to leave the house and to give divorce to A1 and that her husband-A1 used to beat her.

3. Heard learned counsel for the petitioner/A1 as well as the learned Additional Public Prosecutor appearing for respondent/State. Perused the material on record.

4. Learned counsel for the petitioner/A1 submits that as the petitioner's marriage was love marriage, the question of dowry does not arise and that due to adamant and cruel behavior of the de-facto complainant, the petitioner filed a complaint against her and he also issued a legal notice on 10.07.2019 to her due to unbearable behavior. He further submits that except bald and general allegations, there is no injury sustained by the de-facto complainant attracting the offence under Section 323 IPC and also there is no demand of additional dowry attracting the offence under Section 498-A IPC. He further submits that entire investigation is completed, except filing of the charge sheet. He also submits that the petitioner

shall furnish suitable security and he shall abide by any condition imposed by this Court.

6. Learned Additional Public Prosecutor opposed the relief sought in the petition.

7. In view of the nature of allegations made against the petitioners and other facts and circumstances, without adverting to the merits of the matter, I am inclined to grant anticipatory bail to the petitioner/A1 by imposing some conditions.

8. Accordingly, the Criminal Petition is allowed and the petitioner/A1 is directed to surrender before the Station House Officer, IT Corridor Police Station, Cyberabad District, within a period of 15 days from the date of this order. On such surrender, the said Station House Officer shall release the petitioner/A1 on bail on his executing a personal bond for a sum of Rs.25,000/- (Rupees twenty five thousand only) with two sureties for a like sum each to his satisfaction. Further, the petitioner/A1 shall appear before the Investigating Officer on 1st and 3rd Saturday of every month between 10.00 AM and 5.00 PM till completion of investigation or filing of charge sheet, whichever is earlier. The petitioner/A1 shall abide by the conditions stipulated in Section 438(2) Cr.P.C and co-operate with the investigating officer in investigating the case.

9. As a sequel, miscellaneous petitions if any pending in the criminal petition, shall stand closed.

//TRUE COPY//

SD/- CH. VENKATESHWAR
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The XV Additional Metropolitan Sessions Judge, Ranga Reddy District at Kakatpally
2. The V Additional Junior Civil Judge cum XIII Additional Metropolitan Magistrate, Kakatpally, Cyberabad
3. The Station House Officer, IT Corridor Police Station, Cyberabad
4. Two CC to Public Prosecutor, High Court, Hyderabad (OUT)
5. One CC to Sri T.M.K. Chaitanya, Advocate (OPUC)
6. One spare copy

HIGH COURT

GSDJ

DATED:31/12/2019

ORDER

CRLP.No.8439 of 2019

CRLP. ALLOWED

