

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

**THURSDAY, THE THIRTIETH DAY OF JANUARY
TWO THOUSAND AND TWENTY**

:PRESENT:

THE HON'BLE JUSTICE G.SRI DEVI

CRIMINAL PETITION NO: 314 OF 2020

Between:

Donda Shekar, S/o. Laxmaiah,

Petitioner/Accused No.1

AND

1. The State of Telangana, Rep. by Public Prosecutor, High Court of Hyderabad at Hyderabad.
2. Smt. Chada Jhansi Rani, W/o. Sheker, R/o H.No.4-2-1/6, Dr. Ambedkar Nagar, Nacharam Village, Uppal Mandal, Medchal- Malkajgri District
(As per the Court order dated 22-01-2020 in IA. No. 1 of 2020 R2 is impleaded in CrI.P. No. 314 of 2020)

Respondents/Complainant

Petition under Sections 437 & 439 of Cr.P.C, praying that in the circumstances stated in the petition and the grounds filed therein, the High Court may be pleased to enlarge the petitioner on bail in connection with FIR No.541 of 2019 on the file of PS-Nacharam, Rachakonda District.

Counsel for the Petitioner : SRI RAJAGOPALLAVAN TAYI

Counsel for the Respondent No.1 : ADDL. PUBLIC PROSECUTOR

Counsel for the Respondent No.2 : SRI THOOM SRINIVAS

The Court made the following;

HONOURABLE JUSTICE G. SRI DEVI

CRIMINAL PETITION NO.314 OF 2020

ORDER:

The petitioner/A-1 filed the present Criminal Petition under Sections 437 and 439 of the Code of Criminal Procedure seeking to grant bail to him in Crime No.541 of 2019 of P.S. Nacharam, which was registered for the offences punishable under Sections 498-A, 494 and 506 of the Indian Penal Code, Sections 3 and 4 of the Dowry Prohibition Act, 1961 and Section 3 (1)(r)(s), 3(2)(va) of the SCs & STs (POA) Act, 2015.

The allegation against the petitioner/A-1 is that the petitioner and the *de facto* complainant got married on 22.09.2017 at Arya Samaj, North Lalaguda, Secunderabad. After marriage, the couple started living together. Disputes arose between the couple which resulted in lodging FIR before the P.S. Nacharam.

Learned Additional Public Prosecutor opposed to grant bail to the petitioner/A-1.

It has been submitted by the counsel for the petitioner/A-1 that the entire allegations made in the FIR are false and baseless and made only to harass the petitioner. It is further submitted that the petitioner would abide by any condition imposed while enlarging him on bail. The petitioner is the only bread-earner of his family and elder members of his family are dependent on him. It is further submitted that the petitioner hails from a respectful family and the *de facto* complainant herself withdrew from the conjugal life and lodged the present complaint. Further, the

petitioner has issued a legal notice to the *de facto* complainant to join conjugal life but she did not join. The petitioner was arrested on 23.11.2019 and since then he has been in judicial remand. Hence, it is prayed to enlarge him on bail.

Looking into the facts and circumstances of the case and taking into consideration the gravity of the offence alleged and as the entire investigation is completed except filing of charge sheet, I am inclined to grant bail to the petitioner/A-1.

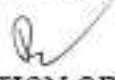
The Criminal Petition is allowed and the petitioner/A-1 shall be released on bail on the following terms and conditions:

- (i) That the petitioner/A-1 shall execute a personal bond for Rs.15,000/- (Rupees fifteen thousand only) with two sureties for a like sum each to the satisfaction of the IV Additional Metropolitan Magistrate-cum-IV Additional Junior Civil Judge, Cyberabad at L.B. Nagar.
- (ii) that the petitioner/A-1 shall not tamper with the prosecution witnesses;
- (iii) that the petitioner/A-1 shall co-operate with the investigating agency.
- (iv) that the petitioner/A-1 shall not misuse the liberty granted to him.
- (v) that the petitioner/A-1 shall appear before the Court concerned personally on each date of hearing till conclusion of trial.

Miscellaneous applications pending, if any, shall stand closed.

SD/- B. SATYAVATHI
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Special Sessions Judge for Trial of Cases under SCs & STs (POA) Act cum VII Addl. District and Sessions Judge, Ranga Reddy District, LB. Nagar.
2. The IV Addl. Metropolitan Magistrate cum IV Additional Junior Civil Judge, Cyberabad, at L.B. Nagar.
3. The Superintendent, Central Jail, Cherlapally, RR District.
4. The Station House Officer, PS Nacharam, Rachakonda District.
5. Two CCs to Public Prosecutor, High Court of Telangana, at Hyderabad (OUT)
6. One CC to Sri Rajagopallavan Tayi, Advocate (OPUC)
7. One Spare Copy

HIGH COURT

GSD,J

DATE: 30-01-2020

ORDER

CRL.P. NO. 314 OF 2020

BAIL

