

HONOURABLE JUSTICE G. SRI DEVI

CRIMINAL PETITION No.723 of 2020

ORDER:

The petitioner-A2 filed the present application under Sections 437 and 439 of the Code of Criminal Procedure, seeking to grant bail to him in Cr.No.126 of 2019 on the file of Papannapet Police Station, Medak District, registered for the offences under Sections 302, 201 read with Section 34 IPC.

2. The case of the prosecution is that due to previous disputes, A1 and A2 had committed the murder of the deceased Donti Narayana, on 17.11.2019 at 20.30 hours, by beating with an axe stick on his head twice and with a knife by A1 while A2 caught hold the hands and legs of the deceased and after death, they poured acid over the dead body to disappear the evidence and scattered chilli powder over the deceased. A1 and A2 also threw stones on the face of the deceased

3. Learned counsel for the petitioner/A2 submits that the petitioner is no way concerned with the case and he never committed any offence at any point of time. He further submits that there is no incriminating evidence against the petitioner and a false case has been foisted against him. He further submits that the entire investigation is completed, except filing of the charge sheet and the petitioner is in judicial custody since 22.11.2019. He further submits that the petitioner is a law abiding citizen and he shall abide by any condition imposed by this Court while granting bail.

4. Learned Additional Public Prosecutor vehemently opposed to grant bail to the petitioner/A2 and contended that A2 along with A1 had brutally murdered the deceased and after confirming the death, they poured acid over the dead body of the deceased and sprinkled chilli powder on the dead body and thereafter, A1 and A2 had thrown the weapons into bushes for disappearance of evidence. Thus, the petitioner/A2 is not entitled for bail.

5. As seen from the contents of the remand report, there are specific allegations against the petitioner/A2 that he along with A1 had participated in commission of the crime by holding the hands and legs of the deceased to prevent the movements and also stabbed on the face of the deceased with stone and thereafter, both A1 and A2 poured acid over the dead body and also scattered chilly power over the dead body in order to disappear the evidence. Thus, in view of the serious allegations levelled against the petitioner/A2 and his involvement in commission of the crime and destroying the evidence, I am not inclined to grant bail to him and accordingly, his prayer for bail is rejected.

6. Hence, the Criminal Petition is dismissed.

7. As a sequel, miscellaneous applications, if any pending, shall stand dismissed.

7th February, 2020

G. SRI DEVI, J

sj