

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

**THURSDAY, THE TWENTY SEVENTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY**

**:PRESENT:
THE HON'BLE JUSTICE G.SRI DEVI**

CRIMINAL PETITION NO: 1242 OF 2020

Between:

Yennu Laxmikantham Dwarakanath, S/o. Late Y. N. Laxmikantham,

Petitioner/Accused

AND

The State of Telangana, Rep. by the Public Prosecutor, High Court for the State of Telangana,
Hyderabad, through S.H.O., WPS City P.S., Warangal (U) District

Respondent/Complainant

Petition under Section 438 of Cr.P.C, praying that in the circumstances stated in the petition and the grounds filed herein, the High Court may be pleased to enlarge the Petitioner/Accused on anticipatory bail in the event of his arrest in connection with Crime No. 13 of 2020 of WPS City P.S., Warangal (U) District P.S.

Counsel for the Petitioner : SRI N.HARI NADH

Counsel for the Respondent : ADDL. PUBLIC PROSECUTOR

The Court made the following;

HONOURABLE JUSTICE G. SRI DEVI

CRIMINAL PETITION NO.1242 OF 2020

ORDER:

This Criminal Petition, under Section 438 of the Code of Criminal Procedure, 1973 (Cr.P.C.), is filed by the petitioner/accused, for grant of anticipatory bail in Crime No.13 of 2020 of W.P.S. City P.S., Warangal (U) District, registered for the offences punishable under Section 498-A of the Indian Penal Code and Section 4 of the Dowry Prohibition Act, 1961.

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

In the FIR, it is *inter alia* stated that the *de facto* complainant lodged a complaint stating that she got marriage with the accused on 21.05.1986 at Kazipet. They were blessed with female child on 13.11.1987. The accused used to harass her by saying that she has no Government job, abused in filthy language and beat her. He harassed her and abused her and beat her by suspecting her character. When she took the help of her relatives, he harassed them through phone. She vexed her life with his behaviour and wanted to live separately.

Learned counsel for the petitioner/accused would submit that the petitioner/accused is innocent of the alleged offences and he has been falsely implicated in the above crime. It is submitted that the petitioner is aged about 65 years and his marriage was performed with the *de facto* complainant almost 33 years back. Because of misunderstandings between the mother of the petitioner and the *de facto* complainant, she gave

the present complaint. In the absence of the petitioner, the *de facto* complainant beat the old-aged mother of the petitioner and left the matrimonial home and for that the petitioner lodged a report in Hayathnagar P.S. for taking necessary action prior to registration of this crime. Aggrieved by the same she filed the present complaint. It is further submitted that the petitioner/accused is willing to furnish suitable security and abide by any condition which this Court deems fit to impose. Hence, he prayed to grant anticipatory bail to the petitioner/accused.

Learned Additional Public Prosecutor representing the respondent-State opposed to grant anticipatory bail to the petitioner/accused.

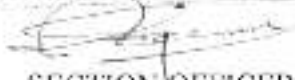
Having regard to the facts and circumstances of the case, this Court is inclined to grant anticipatory bail to the petitioner/accused on some conditions.

Accordingly, the Criminal Petition is allowed and the petitioner/accused is directed to surrender before the Station House Officer, W.P.S. City P.S., Warangal (U) 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/accused on bail, on his executing personal bond for a sum of Rs.10,000/- (Rupees ten thousand only) with two sureties for a like sum each to his satisfaction. On such release, the petitioner/accused shall abide by the conditions stipulated under Section 438(2) Cr.P.C and co-operate with the investigating officer in investigating the case.

Miscellaneous applications, if any, pending shall stand closed.

//TRUE COPY//

SD/- T. RANGA BABU
ASSISTANT REGISTRAR


SECTION OFFICER

To,

1. The V Addl. Judicial First Class Magistrate, Warangal.
2. The Station House Officer, WPS City Police Station, Warangal (U) District.
3. Two Ccs to Public Prosecutor, High Court of Telangana, at Hyderabad (OUT)
4. One CC to Sri N.Hari Nadh, Advocate (OPUC)
5. one Spare Copy

HIGH COURT

GSD,J

DATE: 27-02-2020

ORDER

CRL.P. NO. 1242 OF 2020

PETITION ALLOWED



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