IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

THURSDAY, THE TENTH DAY OF DECEMBER

TWO THOUSAND AND TWENTY

:PRESENT:

THE HONOURABLE SRI JUSTICE K.LAKSHMAN

CRL.P. NO: 6461 OF 2020

Between:

1. Nandu Kumar Singh, S/o Gowri Singh,
2. Gautam Kumar, S/o Arjun Prasad,
3. Sunil Kumar, S/o Vinod Kumar

..... Petitioners/Accused

AND

The State of Telangana, Rep. by its Public Prosecutor, High Court at Hyderabad, Through Station House Officer, Adibatla Police Station, Ranga Reddy District

.....Respondent

Petition under Section 438 of Cr.P.C. praying that in the circumstances stated in the petition filed herein, the High Court may be pleased to enlarge the petitioners on bail in the event of their arrest in FIR No. 299 of 2020 of Adibatla Police Station, Rachakonda

The petition coming on for hearing, upon perusing the Petition and the grounds filed in support thereof and upon hearing the arguments of Sri Allam Ramesh, Advocate for the Petitioner, and of Assistant Public Prosecutor for the respondent, the Court made the following.

ORDER

=HONOURABLE SRI JUSTICE K. LAKSHMAN

CRIMINAL PETITION No.6461 OF 2020

ORDER:

This is an application for anticipatory bail. The petitioners - accused Nos.1, 2 and 3 seek anticipatory bail in Crime No.299 of 2020 pending on the file of the Station House Officer, Adibatla Police Station, Rachakonda Commissionerate. The offences alleged against the petitioners are under Section 379 of the Indian Penal Code, 1860 (for short 'IPC'), Section 21(1) of The Mines and Minerals (Regulation and Development) Act, 1957, and Section 3 of Prevention of Damage to Public Property Act, 1984.

2. Heard Sri Allam Ramesh, learned counsel for the petitioners, and learned Assistant Public Prosecutor for the State. Perused the record.

3. In the complaint dated 22.11.2020, the Village Revenue Assistant (VRA) of Raviryala Village of Maheshwaram Mandal, Ranga Reddy District, alleged that the petitioners herein with the help of two JCBs, are excavate soil in the Government land in Survey No.243 of Raviryala Village. Except that there is no other allegation. According to the petitioners, there is a dispute between the infrastructure company and the revenue authorities with regard to the land in Survey No.243. The matter requires investigation by the investigating officer.

4. Considering the above aspects, this Court is inclined to grant anticipatory bail to the petitioners herein.

5. Accordingly, the Criminal Petition is allowed and the petitioners are granted anticipatory bail subject to the following conditions;

(a) the petitioners are directed to surrender before the Station House Officer, Adibatla Police Station, Rachakonda Commissionerate, within a period of fifteen (15) days from today, and on such surrender, the said Station House Officer shall release them on bail on their executing a personal bond for a sum of Rs.10,000/- (Rupees ten thousand only) each with two sureties for a like sum each to his satisfaction;

(b) the petitioners shall abide by the other conditions stipulated in Section 438(2) of the Code of Criminal Procedure, 1973, and shall co-operate with the Investigating Officer by furnishing the information and the documents as sought by the investigating officer in investigating the case; and

(c) the petitioners shall personally appear before the concerned Investigating Officer on every Sunday between 10.00 A.M. and 5.00 P.M. till completion of the investigation and filing final report / charge sheet.

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

Sd/- K SHYLESHI
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1. The XXV Metropolitan Magistrate, Cyberabad at Ibrahimpatnam, Ranga Reddy District
2. The Station House Officer, Adibatla Police Station, Ranga Reddy District
3. Two CCs to the Public Prosecutor, High Court at Hyderabad (OUT)
4. One CC to Sri Allam Ramesh, Advocate (OPUC)
5. One spare copy.

HIGH COURT

KL,J

DATED: 10.12.2020

ORDER:



CRLP. NO: 6461 of 2020

BAIL