IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD
MONDAY, THE FOURTEENTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY
: PRESENT:

THE HON'BLE SRI JUSTICE K.LAKSHMAN

CRIMINAL PETITION NO: 6475 OF 2020

Between:

1. Uppala Nagaraju, S/o. Subba Rao
2. Smt. Davu Sirisha, W/o Davu Lakshmi Vara Prasad
3. Uppala Govardhana, W/o Uppala Rathayya
4. Smt. Uppala Venkataramana, W/o Ramesh

Petitioners/Accused No. 7 to 10

AND

The State of Telangana, Rep. by Public Prosecutor, High Court of Judicature at Hyderabad for the State of Telangana through P.S., S.R. Nagar, Hyderabad

Respondent/Complainant

Petition under Section 438 of Cr.P.C, praying that in the circumstances stated in support of the Criminal Petition, the High Court may be pleased to enlarge the petitioners/Accused 7 to A-10 on bail in the event of their arrest in Crime No. 737/2020, dated 11/10/2020 on the file of S.R. Nagar P.S. Hyderabad, pending investigation and trial;

The petition coming on for hearing, upon perusing the Petition filed in support thereof and upon hearing the arguments of Sri K SRINIVAS Advocate for the Petitioners and Assistant Public Prosecutor for the Respondent, the Court made the following.

ORDER

HONOURABLE SRI JUSTICE K. LAKSHMAN

CRIMINAL PETITION No.6475 OF 2020

ORDER:

This is an application for anticipatory bail. The petitioners herein, accused Nos.7, 8, 9 and 10 respectively, seek anticipatory bail in Crime No.737 of 2020 pending on the file of the Station House Officer, S.R. Nagar Police Station, Hyderabad. The offences alleged against the petitioners are punishable under Sections 302, 120-B read with Section 34 of the Indian Penal Code, 1860 (for short 'IPC').

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

3. It appears from the remand report that there are disputes between the deceased and the accused including the petitioners herein with regard to matrimonial issues between the daughter of accused No.6 and the deceased. In the complaint and the remand report, there are no allegations against the petitioners herein.

4. The learned Assistant Public Prosecutor, in compliance of the order of this Court dated 07.12.2020, has furnished copies of the statements of five (5) witnesses recorded by the investigating officer under Section 161 of the Code of Criminal Procedure, 1973. A perusal of the said statements would reveal that none of them have spoken about the role played by the petitioners herein - accused Nos.7,

8, 9 and 10 in commission of offences. On instructions, he would submit that the police have already arrested accused Nos.1 to 6 and they are in judicial custody at present.

5. The petitioners herein are labourers. There is no allegation against the petitioners herein in the complaint, remand report and also in the statements of the witnesses recorded by the investigating officer under Section 161 of the Code of Criminal Procedure, 1973.

6. Considering the above aspects, this Court is inclined to grant anticipatory bail to the petitioners herein - accused Nos.7, 8, 9 and 10.

7. 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, S.R. Nagar Police Station, Hyderabad, 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

(e) the petitioners shall personally appear before the concerned Investigating Officer on everyday 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/- M. MANJULA
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The IV Additional Metropolitan Sessions Judge at Hyderabad
2. The III Additional Chief Metropolitan Magistrate, Hyderabad
3. The Station House Officer S.R. Nagar, Police Station, Hyderabad
4. One CC to Sri K Srinivas Advocate [OPUC]
5. Two CC to Public Prosecutor, High Court, Hyderabad (OUT)
6. One spare copy

HIGH COURT

KLJ

DATED:14/12/2020



ORDER

CRLP.No.6475 of 2020

CRLP. ALLOWED