

THE HONOURABLE JUSTICE G. SRI DEVI

CRIMINAL PETITION No.8336 of 2019

ORDER:

This Criminal Petition, under Section 438 of the Code of Criminal Procedure, 1973, is filed by petitioners/A2 and A3, seeking to grant anticipatory bail to them in Cr.No.729 of 2019 on the file of Dundigal Police Station, Cyberabad District, registered for the offences under Sections 468, 471, 420, 353, 447, 427 read with Section 34 IPC.

2. Heard learned counsel for the petitioners/A2 and A3, learned Additional Public Prosecutor representing the respondent-State and perused the record.

3. The case of the prosecution is that as per the instructions of the Tahsildar, Quthbullapur Mandal, the de-facto complainant-Village Revenue Officer had inspected the Government lands and identified that A1 to A3 and other accused had illegally sold Government lands with different extents to some persons with notary documents and also converted the Government land into plots and sold to innocent people through notary documents executed by A2, who is the wife of A3, with an intention to gain easy money by cheating poor people. The other accused had encroached the Government land and constructed rooms therein.

4. Learned counsel for the petitioners/A2 and A3 submits that the petitioners are bonafide purchasers of the lands in dispute from Gollula Ramulamma, Gollusula Mallesh and others vide agreement

of sale dated 30.12.2013 and since then, they are in peaceful possession and enjoyment of the said land. He further submits that the petitioners are law abiding citizens and they are ready to cooperate with the investigating agency. He further submits that petitioners are permanent residents of Kaiser Nagar, Quthubullapur Mandal, Ranga Reddy District and they shall furnish sufficient sureties to the satisfaction of the Court and they shall abide by any condition imposed by this Court.

5. Learned Additional Public Prosecutor opposed the relief sought in the petition and submits that the petitioners, with an intention to gain easy money, had sold the Government lands illegally by converting the same into plots to the innocent people through notary documents and that when the revenue authorities were trying to demolish the illegal constructions, the accused obstructed them and abused them in filthy language and thus, the petitioners are not entitled for anticipatory bail.

6. As seen from the contents of the FIR, there are specific allegations against the petitioners/A2 and A3 that the 1st petitioner/A2 had illegally sold the Government land to an extent of 80 sq. yards with notary document to Md. Raheemuddin Quadri and also the land to an extent of 160 sq. yards with notary document to Muntaz Begum, and thereafter, she along with her husband-A3 and other accused had converted the land into plots and sold the same to innocent people through notary documents executed by her with an intention to gain easy money. Thus, in view of the nature of allegations leveled against the petitioners, I am not inclined to grant

anticipatory bail to them and their prayer for anticipatory bail is refused. However, if the petitioners/A2 and A3 surrender before the trial Court within 15 days from today and file an application for bail, the trial Court shall consider the same in accordance with law after giving due notice to the Public Prosecutor.

7. With the above directions, the Criminal Petition is dismissed.

8. Miscellaneous applications, if any pending in this criminal petition, shall stand dismissed.

22nd January, 2020

sj

G. SRI DEVI, J

