

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

MONDAY, THE FIFTEENTH DAY OF MARCH
TWO THOUSAND AND TWENTY ONE

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

CRIMINAL PETITION NO: 1779 OF 2021

Between:

1. Azmeera Gopi S/o. Basu,
2. Bhukya Ravi, S/o. Somla,

Petitioners/Accused No.4 & 6

AND

The State of Telangana, rep. by State, Public Prosecutor, High Court of Telangana, at
Hyderabad, through PS Khammam Rural, Khammam District.

Respondent/Complainant

Petition under Section 438 of Cr.P.C, praying that in the circumstances stated in the petition and the grounds filed therein, the High Court may be pleased to enlarge the petitioners/Accused No, 4 & 6 on bail in the event of their arrest in connection with the Crime No. 31 of 2021 on the file of Police Station Khammam Rural, Khammam District;

The petition coming on for hearing, upon perusing the petition and the grounds filed therein, and upon hearing the arguments of Sri Mummaneni Srinivasa Rao, Advocate for the Petitioners, and of the Asst. Public Prosecutor, for the Respondent, the Court made the following.

THE HONOURABLE JUSTICE G. SRI DEVI

CRIMINAL PETITION No.1779 of 2021

ORDER:

This Criminal Petition, under Section 438 of the Code of Criminal Procedure, 1973, is filed by the petitioners/A4 and A6 seeking to grant anticipatory bail in the event of their arrest in Cr.No.31 of 2021 on the file of Khammam Rural Police Station, Khammam District, registered for the offences punishable under Sections 147, 148, 294-B, 324, 307, 506 read with Section 149 IPC.

2. Heard learned counsel for the petitioners/A4 and A6, learned Assistant Public Prosecutor appearing for the respondent-State and perused the record.

3. Learned counsel for the petitioners/A4 and A6 would submit that the present complaint is filed falsely in order to grab the land based on the false documents and that there is no iota of truth in the contents of the complaint. He further submits that there are civil disputes between the parties and in fact, the de-facto complainant and his henchmen had attacked A1's landlord, by name, Thatiwesle on 21.01.2021 at 9.00 AM in respect of the disputed well and a case in Cr.No.36 of 2021 was also registered on 23.01.2021. He further submits that no injury certificate is produced by the police regarding the treatment underwent by the de-facto complainant and the nature of injuries sustained by him. He also submits that the petitioners are law abiding citizens and they are ready to abide by any condition that may be imposed by this Court in the event of their enlargement on anticipatory bail.

4. Learned Assistant Public Prosecutor vehemently opposed to grant anticipatory bail to petitioners, but conceded to the fact that as per the

injury certificates, the injuries sustained by L.Ws.2 to 4 are simple in nature.

5. Having regard to the facts and circumstances of the case and in view of the nature of injuries sustained by L.Ws.2 to 4 and since there is no specific role attributed to the accused that who inflicted those injuries on which person of the prosecution witnesses, I am inclined to grant anticipatory bail to the petitioners/A4 and A6.

6. The Criminal Petition is accordingly allowed and the petitioners/ A4 and A6 are granted anticipatory bail subject to the following terms and conditions:

(i) The petitioners/A4 and A6 are directed to surrender before the Station House Officer, Khammam Rural Police Station, Khammam District, within a period of 15 days from the date of this order and on such surrender, the said Station House Officer shall release the petitioners/A4 and A6 on bail on their executing a personal bond to the tune of Rs.15,000/- (Rupees fifteen thousand only) each with two sureties for the like sum each to his satisfaction.

(ii) The petitioners/A4 and A6 shall appear before the Investigating Officer on 1st and 3rd Saturday of every month between 10.00 AM and 12.00 PM., till completion of investigation or filing of the charge sheet, whichever is earlier.

(iii) The petitioners/A4 and A6 shall abide by the other conditions stipulated in Section 438(2) Cr.P.C.

7. Miscellaneous applications, if any pending in this criminal petition, shall stand closed.

//TRUE COPY//

SD/- M.MANJULA
ASSISTANT REGISTRAR


SECTION OFFICER

To,

1. The Special Sessions Judge for Fast Tracking the case relating to Atrocities against Women cum VIII Addl. District Judge, Khammam.
2. The II Addl. Judicial First Class Magistrate, Khammam.
3. The Station House Officer, Khammam Rural Police Station, Khammam District.
4. Two CCs to Public Prosecutor, High Court of Telangana, at Hyderabad (OUT)
5. one CC to Sri Mummaneni Srinivasa Rao, Advocate (OPUC)
6. one Spare Copy

HIGH COURT

GSDJ

DATE: 15-03-2021

ORDER

CRL.P. NO. 1779 OF 2021

PETITION ALLOWED

