

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

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

:PRESENT:

**THE HONOURABLE JUSTICE G SRI DEVI
CRIMINAL PETITION NO: 1791 OF 2021**

Between:

Peddapuram Shekar Yadav, S/o late Satyanarayana,

Petitioner/Accused

AND

The State of Telengana, rep. by P.P., High Court of Hyderabad

Respondent

Petition under Section 437 & 439 of Cr.P.C, praying that in the circumstances stated in the grounds filed in support of the Criminal Petition, the High Court may be pleased to grant Regular Bail to the Petitioner/ Accused in connection with Crime No. 62 of 2021 on the file of Keesara Police Station, Rachakonda District, in the interests of justice

The petition coming on for hearing, upon perusing the Petition and the grounds filed in support thereof and upon hearing the arguments of SRI M YADAGIRI Advocate for the Petitioner and the Assistant PUBLIC PROSECUTOR for the Sole Respondent, the Court made the following.

ORDER

THE HONOURABLE JUSTICE G. SRI DEVI

CRIMINAL PETITION No.1791 of 2021

ORDER:

This Criminal Petition, under Sections 437 and 439 of the Code of Criminal Procedure, 1973, is filed by the petitioner/accused seeking to grant bail to him in connection with Cr.No.62 of 2021 on the file of Keesara Police Station, Rachakonda District, registered for the offence punishable under Section 409 IPC and under Sections 3 and 4 of Official Secrets Act, 1923.

2. Heard learned counsel appearing for the petitioner/accused, learned Assistant Public Prosecutor appearing for the respondent-State and perused the record.

3. Learned counsel for the petitioner submits that the petitioner is a Central Government employee of the CRO, DRDO, since 2016 and he has served the Nation by sincerely accomplishing his job. He further submits that the petitioner took photographs innocently without knowing that the said area is prohibited, however, he did not share those photographs or any confidential information to anybody as alleged by the police. He further submits that within two hours after registration of the crime on 22.01.2021, the petitioner was arrested and that he has no intention to violate the Rules and he was discharging his duties diligently. He also submits that the petitioner is the sole bread winner of his family having mother, who is suffering from paralysis, and wife and that he is a law abiding citizen and ready to abide by any condition imposed by this Court in the event of his enlargement on bail.

4. Learned Assistant Public Prosecutor vehemently opposed the bail application and submits that the petitioner has categorically stated in his confessional statement that he was sharing information to one Anjali Gupta since 2018, but conceded to the fact that said Anjali Gupta has not

yet been interrogated and no material whatsoever has been collected from her by the police till date.

5. Having regard to the facts and circumstances of the case and looking into the nature of allegations leveled against the petitioner/accused and as he is in judicial custody since 22.01.2021, without adverting to the merits of the case, I am inclined to grant bail to the petitioner/accused.

6. The Criminal Petition is allowed and the petitioner/accused is directed to be released on bail, subject to the following terms and conditions:

(i) The petitioner/accused shall be released on bail on his executing a personal bond to the tune of Rs.50,000/- (Rupees fifty thousand only) with two sureties for a like sum each to the satisfaction of the XVII Additional Metropolitan Magistrate, Malkajgiri.

(ii) On such release, the petitioner/accused shall appear before the Investigating Officer on 1st and 3rd Saturday of every month between 10.00 AM to 2.00 PM., till completion of investigation or filing of the charge sheet, whichever is earlier.

(iii) the petitioner/accused shall appear before the Court concerned personally on each date of hearing till conclusion of trial.

(iv) the petitioner/accused shall not indulge in any similar type of activities in future; If he is indulged in similar type of activities in future, liberty granted to him shall stand cancelled automatically.

(v) the petitioner/accused shall not tamper with the prosecution witnesses;

(vi) the petitioner/accused shall co-operate with the investigating agency.

(vii) the petitioner/accused shall not misuse the liberty granted to him.

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

SD/- M.MANJULA
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The XVII Additional Metropolitan Magistrate Court at Malkajgiri, Cyberabad.
2. The Superintendent Central Jail Charlapalli, Medchal-Malkajgiri District.
3. The Station House Officer, Keesara Police Station, Rachakonda District.
4. One CC to SRI. M YADAGIRI Advocate [OPUC]
5. Two CCs to PUBLIC PROSECUTOR, High Court at Hyderabad. [OUT]
6. One Spare Copy

HIGH COURT

GSDJ

DATED:15/03/2021

ORDER

CRLP.No.1791 of 2021

BAIL

