

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

**MONDAY, THE SIXTEENTH DAY OF MARCH
TWO THOUSAND AND TWENTY**

PRESENT

THE HONOURABLE JUSTICE G. SRI DEVI

CRIMINAL PETITION NO: 1873 OF 2021

Between:

Thakur Rajender Singh @ Tagore, S/o.Thakur Madan Singh, Aged 59 years,
Occ.Project Manager, Raghuram Infra Private Limited, R/o.Flat No.4A, 4th Floor,
Jain Sadguru Heights, Manjeera Pipeline Road, Madinaguda, Hyderabad.

...PETITIONER/ACCUSED NO. 5

AND

The State of Telangana, Through S.H.O, P.S, Narsingi, Cyberabad, Rep. by its Public
Prosecutor, High Court at Hyderabad, Hyderabad.

...RESPONDENT/COMPLAINANT

Petition under Section 482 of Cr.P.C praying that in the circumstances stated
in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased
to enlarge the Petitioner/Accused No.5 on bail in the event of his arrest in
connection with Crime No.106/2021 pending on the file of Narsingi Police Station,
Cyberabad.

This Petition coming on for hearing, upon perusing the Memorandum of
Grounds of Criminal Petition and upon hearing the arguments of Sri C. Hari Preeth,
Advocate for the Petitioner and the Public Prosecutor on behalf of the Respondent.

The Court made the following: ORDER

THE HONOURABLE JUSTICE G. SRI DEVI

CRIMINAL PETITION No.1873 OF 2021

ORDER:

This Criminal Petition, under Section 438 of the Code of Criminal Procedure, 1973 (for short, 'Cr.P.C'), is filed by the petitioner/accused No.5 for grant of anticipatory bail in the event of his arrest in connection with Crime No.106 of 2021 of Narsingi Police Station, Cyberabad Commissionerate, registered for the offence punishable under Section 9 (B), 1 (b) of Explosive Act and Sections 4 and 5 of the Explosives Substance Act.

2. Heard learned counsel for the petitioner/accused No.5 and the learned Assistant Public Prosecutor appearing for the respondent/State. Perused the material on record.

3. Learned counsel for the petitioner/accused No.5 would submit that the allegations in the confession-cum-seizure panchanama and the Remand Report clearly show that the original Contractor C.Ramulu violated the terms of the contract and he seems to have entrusted the contract works to accused No.1, who is son of said Ramulu; that the present case has been foisted against the petitioner without any material on record; that the entire allegations in the Remand Report along with confession-cum-seizure panchanama does not disclose any specific overt act against the present petitioner; that the police have implicated the petitioner in the present crime solely on the basis of confessional statement alleged to have been made by accused Nos.1 and 2; that the petitioner is a private employee and he is ready to abide by any condition. He also submitted that all other accused have been arrested and enlarged on bail and ultimately, prayed this Court to grant Anticipatory bail to the petitioner.

4. On the other hand, learned Assistant Public Prosecutor opposed the bail application.

5. As per the Remand Report, there is specific allegation against the present petitioner that he being Project Manager/Traffic Manager instructed all other accused to commence the blasting works at the premises viz., Raghuram Infra, without obtaining any valid permission from the authorities concerned, fifteen (15) days prior to lodging the First Information Report, and thereby committed the aforesaid offences.

6. Thus, looking into nature of allegations levelled against the petitioner/accused No.5, and also the fact that he has instructed the other accused to commence the blasting work much before obtaining valid permission, I am not inclined to release the petitioner on anticipatory bail. Accordingly, the prayer for anticipatory bail is rejected. However, if the petitioner/accused No.5 surrenders before the Court concerned within fifteen (15) days from today and files an application for grant of regular bail, after giving prior notice to the Public Prosecutor, the same shall be considered, as expeditiously as possible, preferably on the same day, in accordance with law.

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

Miscellaneous petitions, if any, pending in this petition shall stand closed.

//TRUE COPY//

SD/-M.MANJULA
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The XVI Additional Metropolitan Magistrate, Cyberabad at Rajendranagar, Ranga Reddy District.
2. The Station House Officer, Narsingi Police Station, Cyberabad, Ranga Reddy District.
3. Two CCs to Public Prosecutor, High Court for the State of Telangana at Hyderabad. (OUT)
4. One CC to Sri. C. Hari Preeth, Advocate [OPUC]
5. Two CD Copies

gbr

HIGH COURT

DATED:16/03/2020



ORDER

CRLP.No.1873 of 2021

DISMISSING THE CRL.PETITION.

Handwritten signature and date:
19/03/2021