

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**
MONDAY, THE NINETEENTH DAY OF APRIL TWO THOUSAND AND TWENTY
ONE

:PRESENT:

**THE HONOURABLE JUSTICE G SRI DEVI
CRIMINAL PETITION NO: 2837 OF 2021**

Between:

Bathula Buchaiah, S/o Ramaiah

Petitioner/Accused No.1

AND

The State of Telangana, rep. by the Public Prosecutor, High Court For the State of
Telangana, at Hyderabad Through S.H.O., P.S. Dandepalli, Mancherla District.

Respondent/Complainant

Petition under Section 438 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
enlarge the petitioner/Accused No.1 on anticipatory bail in the event of his arrest in
connection with Crime No. 29 of 2021 of P.S. Dandepalli, Mancherla District

The petition coming on for hearing, upon perusing the Petition and the affidavit
filed in support thereof and upon hearing the arguments of SRI V RAMESH KUMAR
Advocate for the Petitioner, THE PUBLIC PROSECUTOR Advocate for the Respondent
and the Court made the following.

ORDER

HONOURABLE JUSTICE G. SRI DEVI

CRIMINAL PETITION NO.2837 OF 2021

ORDER:

This Criminal Petition, under Section 438 of the Code of Criminal Procedure, 1973 (Cr.P.C.), is filed by the petitioner/A-1, for grant of anticipatory bail in Crime No.29 of 2021 of P.S. Dandeppalli, Mancherla District, which was registered for the offences punishable under Sections 447 and 324 read with Section 34 of the Indian Penal Code.

Heard the learned counsel for the petitioner/A-1, the learned Additional Public Prosecutor representing the respondent-State and perused the record.

The allegation against the petitioner/A-1 is that the *de facto* complainant lodged a complaint stating that on 04.02.2021 around 16.00 hours, while the *de facto* complainant was filling mud in his land with the tractor, the petitioner/A-1 along with A-2 and A-3 went there and beat him with sticks and iron rods for which he sustained head injury and cut injury on the ear.

Learned counsel for the petitioner/A-1 would submit that the petitioner is an innocent person and never committed any offence as alleged by the respondent-police. It is further submitted that the petitioner is a law-abiding citizen and has nothing to do with the alleged offence. Further, he is ready to give sufficient sureties to the satisfaction of this Court to secure his presence on each and every date of hearing to face the trial and also ready to abide by the terms and conditions if any that may be imposed by this Court for his release. Hence, he prayed to grant anticipatory bail to the petitioner/A-1.

Learned Additional Public Prosecutor representing the respondent-State opposed to grant anticipatory bail to the petitioner/A-1.

Having regard to the facts and circumstances of the case and as it is admitted by the complainant himself in his complaint that there are civil disputes pending between the parties and as the complainant himself went to the hospital, this Court is inclined to grant anticipatory bail to the petitioner/A-1 on some conditions.

Accordingly, the Criminal Petition is allowed and the petitioner/A-1 is directed to surrender before the Station House Officer, P.S. Dandepalli, Mancherla District, within a period of 15 days from the date of this order. On such surrender, the said Station House Officer shall release the petitioner/A-1 on bail, on his executing personal bond for a sum of Rs.25,000/- (Rupees twenty five thousand only) with two sureties for a like sum each to his satisfaction. On such release, the petitioner/A-1 shall abide by the conditions stipulated in Section 438(2) Cr.P.C and co-operate with the investigating officer in investigating the case.

Miscellaneous applications, if any, pending shall stand closed.

//TRUE COPY//

SD/- K.AMMAJI
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Judicial First Class Magistrate at Luxettipet
2. The S.H.O., P.S. Dandepalli, Mancherla District.
3. One CC to SRI. V RAMESH KUMAR Advocate [OPUC]
4. Two CC's to Public Prosecutor, High Court for the State of Telangana at Hyderabad (OUT)
5. One spare copy

Avs

HIGH COURT

GSDJ

DATED:19/04/2021

ORDER

CRLP.No.2837 of 2021



BAIL