

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

MONDAY, THE TWENTY SIXTH DAY OF APRIL TWO THOUSAND AND
TWENTY ONE

:PRESENT:

THE HONOURABLE JUSTICE G SRI DEVI

CRIMINAL PETITION NO: 3031 OF 2021

Between:

1. Anthamgari Manemma, W/o Srisaillam
2. Nama Shashinandan, S/o Manaiah

Petitioners/Accused No.1 & 2

AND

The State of Telangana, rep. by its Public Prosecutor High Court of judicature At
Hyderabad.

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 direct S.H.O, P.S. Pulkal, Sangareddy District to release the petitioners on bail in the event of their arrest in Crime No.39 of 2021 dated 17/03/2021 for the offences U/s 306 r/w 34 I.P.C registered by Police, P.S. Pulkal, Sangareddy District on such terms and conditions:

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of SRI N MANOHAR Advocate for the Petitioners and ASSISTANT PUBLIC PROSECUTOR for the Respondent, the Court made the following.

ORDER:

HONOURABLE JUSTICE G. SRI DEVI

CRIMINAL PETITION NO.3031 OF 2021

ORDER:

This Criminal Petition, under Section 438 of the Code of Criminal Procedure, 1973 (Cr.P.C.), is filed by the petitioners/A-1 and A-2, for grant of anticipatory bail in Crime No.39 of 2021 of P.S. Pulkal, Sangareddy District, registered for the offences punishable under Section 306 read with Section 34 of the Indian Penal Code.

Heard the learned counsel for the petitioners/A-1 and A-2, the learned Assistant Public Prosecutor representing the respondent-State and perused the record.

In the FIR, it is *inter alia* stated that the *de facto* complainant lodged a complaint stating that his elder son Mangali Jaganath while working as Panchayat Secretary, Meenapur Village, though was not getting salary, used his own money for village development works and the village Sarpanch and ward members did not co-operate and harassed him for money and when the complainant and his wife returned home on 17.03.2021 at 4.00 pm, they found their son Jaganath died by lying to the roof beam with a sari, Hence, the complaint.

Learned counsel for the petitioners/A-1 and A-2 would submit that the petitioners are innocent persons and never committed any offence as alleged by the respondent-police. It is further submitted that the petitioners are law-abiding citizens and have nothing to do with the alleged offence. Further, they are ready to give sufficient sureties to the satisfaction of this Court to secure their 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 their release. Hence, he prayed to grant anticipatory bail to the petitioners/A-1 and A-2.

Learned Assistant Public Prosecutor opposed the anticipatory bail application of the petitioners/A-1 and A-2 but conceded to the fact that the petitioners' names have not been mentioned in the FIR.

Having regard to the facts and circumstances and looking into the nature of allegations levelled against the petitioners/A-1 and A-2 and even in the suicide note, there are absolutely no allegations whatsoever against the petitioner, without delving into the merits of the matter, I am inclined to grant anticipatory bail to the petitioner on some conditions.

Accordingly, the Criminal Petition is allowed and the petitioners/A-1 and A-2 are granted anticipatory bail subject to the following terms and conditions:-

- (i) The Petitioners/A-1 and A-2 are directed to surrender before the Station House Officer, Pulkal Police Station, Sangareddy 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/A-1 and A-2 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; and

- (ii) On such release, the petitioners/A-1 and A-2 shall abide by the conditions stipulated under Section 438(2) Cr.P.C.

Miscellaneous applications, if any, pending shall stand closed.

//TRUE COPY//

SD/- K.SHYLESHI
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. The VIII Addl. District & Sessions Judge, Medak
2. The Judicial First Class Magistrate, Andole at Jogipet
3. The II Class Executive Magistrate, Pulkal
4. The Station House Officer, Pulkal Police Station, Sangareddy District.
5. One CC to SRI. N MANOHAR Advocate [OPUC]
6. Two CCs to the PUBLIC PROSECUTOR, High Court for the State of Telangana, Hyderabad (OUT)
7. One spare copy

HIGH COURT

GSDJ

DATED: 26.04.2021

ORDER

CRLP. NO: 3031 of 2021

CRIMINAL PETITION IS ALLOWED

