

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

TUESDAY, THE TWENTY SEVENTH DAY OF APRIL
TWO THOUSAND AND TWENTY ONE

:PRESENT:

THE HON'BLE JUSTICE G SRI DEVI

CRIMINAL PETITION NO: 2899 OF 2020

Between:

1. Gopal Narkuti, S/o. Late Bixam,
2. Uppalaiah Narkuti, S/o. Late Bixam,
3. Badramma Narkuti,, W/o. Late Bixam,
4. Ulli Venkanna, S/o. Ulli Goppiah,

.... Petitioners/Accused No.1 to 4

AND

1. The State of Telangana, rep., by its Public Prosecutor, High Court of Judicature at Hyderabad.
2. Narkuti Ramdas, S/o.late Bixam, Aged about 64 years, Occ: ayurvedi Medicine, R/o.H.No.11-23, Jangala Street, Thorur village & Mandal, Mahabubabad District, (R-2 is impleaded as per court order dated 22.07.2020 in IA.No.1 of 2020 in CrI.P.No.2899 of 2020)

....Respondents

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 petitioners on Anticipatory Bail in Crime No.17 of 2020 on the file of the Danthalapally Police Station, Danthalapally, Mahabubabad District in the event of their arrest.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of SRI.SANJEEV GILLELA Advocate for the Petitioners and ADDL.PUBLIC PROSECUTOR (TG) for Respondent No.1 and Sri.Y.Bala Murali Advocate for Respondent No.2, the Court made the following-

ORDER

HONOURABLE JUSTICE G. SRI DEVI

CRIMINAL PETITION NO.2899 OF 2020

ORDER:

This Criminal Petition, under Section 438 of the Code of Criminal Procedure, 1973 (Cr.P.C.), is filed by the petitioners/A-1 to A-4, for grant of anticipatory bail in Crime No.17 of 2020 of P.S. Danthalapally, Mahabubabad District, registered for the offences punishable under Sections 420, 406, 506 and 120-B of the Indian Penal Code and Section 3(1)(r)(s), 3(2)(Va) of the SC/ST (POA) Act.

Heard the learned counsel for the petitioners/A-1 to A-4, the learned Additional 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 on 06.02.2020 at 18.30 hours stating that his father purchased land to an extent of Ac.1.16 gts in Survey No.591/2/A and Acs.2.13 gts in Survey No.592/2/AA and after the death of his father, the said land was mutated in the name of his mother, A-3. A-3 transferred the same in favour of A-1 and A-1 illegally sold the same to A-4 and took Rs.10.00 lakhs as advance with the help of A-2 and A-3. The *de facto* complainant, knowing the same, approached A-1 and A-4 several times but they did not listen and later he approached the village elders and Sarpanch, but in vain. The petitioners threatened the complainant with dire consequences and cheated him. Hence, the complaint.

Learned counsel for the petitioners/A-1 to A-4 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 to A-4.

Learned Additional Public Prosecutor representing the respondent-State opposed to grant anticipatory bail to the petitioners/A-1 to A-4.

As seen from the contents of the FIR, it seems there are civil disputes pending between the parties.

Having regard to the facts and circumstances of the case, this Court is inclined to grant anticipatory bail to the petitioners/A-1 to A-4 on some conditions.

Accordingly, the Criminal Petition is allowed and the petitioners/A-1 to A-4 are directed to surrender before the Station House Officer, P.S. Danthalapally, Mahabubabad District, within a period of 15 days from the date of this order. On such surrender, the said Station House Officer shall release the petitioners/A-1 to A-4 on bail, on their executing personal bond for a sum of Rs.50,000/- (Rupees fifty thousand only) each with two sureties for a like sum each to his satisfaction. On such release, the A-1 to A-3 shall appear before the investigating authorities on every third Saturday and A-4 shall appear on each Saturday between 10.00 am and 5.00 pm commencing from July, 2021, till completion of investigation and filing of final report and A-1 to A-4 shall also

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.

SD/- K.AMMAJI
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1. The Judicial First Class Magistrate at Thorrur.
2. The Station House Officer, Dantlalapally Police Station, Mahabubabad District.
3. One CC to SRI. SANJEEV GILLELA Advocate [OPUC]
4. Two CCS to the PUBLIC PROSECUTOR (TG), High Court at Hyderabad (OUT)
5. One spare copy

HIGH COURT

GSD.J

DATED: 27.04.2021

CRL.P.NO.2899 OF 2021

ANTICIPATORY BAIL

