

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
THURSDAY, THE THIRD DAY OF JUNE TWO THOUSAND AND TWENTY ONE

:PRESENT:
THE HONOURABLE JUSTICE G SRI DEVI

CRIMINAL PETITION NO: 3991 OF 2021

Between:

Gandigudem Shiva Kumar, S/o. Yadagiri

Petitioner/Accused

AND

The State of Telangana, through S.H.O., P.S. Dundigal, Ranga Reddy District,
represented by Public Prosecutor, High Court at Hyderabad

Respondent/Complainant

Petition under Sections 437 & 439 of Cr.P.C, praying that in the circumstances stated in the Criminal Petition, the High Court may be pleased to enlarge the Petitioner/Accused, on bail arrested in Crime No.239 of 2021, of P.S. Dundigal, Cyberegabad Commissionerate, Ranga Reddy District.

The petition coming on for hearing, upon perusing the Petition and the grounds filed in support thereof and upon hearing the arguments of Sri K VENUMADHAV, Advocate for the Petitioner, Asst. PUBLIC PROSECUTOR, for the Respondent, the Court made the following.

ORDER:

THE HONOURABLE JUSTICE G. SRI DEVI

CRIMINAL PETITION No.3991 of 2021

ORDER:

The petitioner, who is the sole accused, filed the present application under Sections 437 and 439 of Criminal Procedure Code 1973, seeking to grant bail to him in Crime No.239 of 2021 of Dundigal Police Station, Cyberabad District, registered for the offences punishable under Sections 498-A and 306 I.P.C and Sections 3 and 4 of the Dowry Prohibition Act. .

2. Heard learned counsel for the petitioner and learned Assistant Public Prosecutor appearing for the respondent-State.

3. It is submitted on behalf of the petitioner that the petitioner never harassed the deceased Gandigudem Srilath, who is his wife, at any point of time with regard to demand of dowry. The petitioner is having two minor children, whom he has to look after them. The petitioner is in custody since 10.03.2021 and by this time, most part of the investigation is completed. Therefore, there is no chance of tampering the prosecution witnesses. The petitioner is ready to abide by any condition.

4. Learned Assistant Public Prosecutor opposed the bail application.

5. Having regard to the above, since most part of the investigation is already completed and the fact that the petitioner is having two minor children aged about 6 and 5 years, whom he has to look after them and also the fact that there is no allegation relating to demand of dowry by the petitioner on earlier occasions,

without advertising into the merits of the case, I am inclined to grant bail to the petitioner/accused on certain terms and conditions.

- (i) The petitioner/accused shall execute a personal bond for Rs.1,00,000/- (Rupees One lakh only) with two sureties for a like sum each to the satisfaction of XXI Metropolitan Magistrate, Medchal, Cyberabad District.
 - (ii) The petitioner/accused shall not tamper with the prosecution witnesses.
 - (iii) The petitioner/accused shall co-operate with the investigating agency.
 - (iv) The petitioner/accused shall not intimidate or give threat to the complainant or any of her family members during the period of trial.
 - (v) The petitioner/accused shall appear before the Investigating Officer on 4th Saturday of every month between 10:00 AM and 5:00 PM from July, 2021 onwards till submission of final report and thereafter, the petitioner/accused shall appear before the Court concerned personally on each date of hearing till conclusion of trial.
6. With the above directions, the Criminal Petition is allowed.
- Miscellaneous petitions pending, if any, shall stand closed.

//TRUE COPY//

SD/- **B. SATYAVATHI**
ASSISTANT REGISTRAR

16/11
SECTION OFFICER

To,

1. The XXI Metropolitan Magistrate at Medchal, Ranga Reddy District.
2. The Superintendent, Cherlapally Central Prison.
3. The Station House Officer, P.S. Dundigal, Ranga Reddy District.
4. One CC to SRI K VENUMADHAV Advocate [OPUC]
5. Two CCs to PUBLIC PROSECUTOR, High Court at Hyderabad. (OUT)
6. One spare copy

mvj

HIGH COURT

GSD,J

DATED:03/06/2021

ORDER

CRLP.No.3991 of 2021



BAIL