

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

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

PRESENT

THE HONOURABLE JUSTICE G SRI DEVI

CRIMINAL PETITION NO: 4618 OF 2021

Between:

Mohd. Khaleel @ Khaleel, S/o. Mohd. Chand, Aged about 39 years, Occ. Auto Driver, R/o. H. No. 9-10-4/W.P, Near Water Tank, Quadri Colony, Hafeezbabanagar, Hyderabad.

...PETITIONER/ACCUSED NO.1

AND

The State of Telangana, Rep. by its Public prosecutor At High Court of Telangana, Hyderabad.

...RESPONDENT/COMPLAINANTS

Petition under Section 437 & 439 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. 1 on bail in crime No 45 of 2021, dated 09/03/2021 on the VII Additional Chief Metropolitan Magistrate, Hyderabad at Nampally, through Kanchanbagh Police Station

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri. Vemuganti Mahesh Kumar, 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.4618 of 2021

ORDER:

This Criminal Petition, under Sections 437 and 439 of the Code of Criminal Procedure, 1973, is filed by the petitioner/accused No.1 seeking to grant bail to him in connection with Crime No.45 of 2021 of Kanchanbagh Police Station, Hyderabad, registered for the offences punishable under Sections 376 (2)(f)(n), 376 (3), 342 and 506 I.P.C, Section 6 read with 5 (J)(II)(L) read with 5 (n), 17 read with 16 of the POCSO Act, 2012.

2. Heard learned counsel appearing for the petitioner/accused No.1, learned Assistant Public Prosecutor appearing for the respondent-State and perused the record,

3. Learned counsel for the petitioner would submit that the petitioner is innocent of the offences alleged against him and he has been falsely implicated in the present case; that the petitioner has not committed any offence as alleged in the complaint; that a bare reading of the complaint shows that all the allegations made in the complaint are concocted for purpose of registration of present crime; that the petitioner was arrested on 11.03.2021 and since then he is in judicial custody and ultimately, prayed this Court to grant bail to the petitioner.

4. Learned Assistant Public Prosecutor opposed the bail application and contended that the offences committed by the petitioner are grave in nature.

5. As seen from the Remand Case Diary and statement of the victim girl, the petitioner is step father of the victim girl. It is alleged that the petitioner threatened the victim girl and had sexual intercourse with her forcibly, due to which the victim girl became pregnant and gave birth to a baby boy on 16.01.2019. It is further alleged that thereafter also, the petitioner had sexual intercourse with the victim girl forcibly and gave tablets to her for abortion. The allegations levelled against the petitioner are heinous in nature. There are serious and specific allegations against the petitioner. Therefore, the prayer to grant bail to the petitioner is rejected

6. Accordingly, the Criminal Petition is dismissed.
Miscellaneous petitions, if any, pending shall stand closed.

SD/-K. ONESIM
ASSISTANT REGISTRAR


SECTION OFFICER

//TRUE COPY//

To,

1. The VII Additional Chief Metropolitan Magistrate Hyderabad at Nampally
2. The Superintendent, Chanchalguda Central Jail at Malakpet, Hyderabad
3. The Station House Officer, Kanchanbagh Police Station Hyderabad
4. Two CCS to Public Prosecutor, High Court for the State of Telangana at Hyderabad (OUT)
5. One CC to Sri. Vemuganti Mahesh Kumar, Advocate [OPUC]
6. Two CD Copies
7. One Spare Copy

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HIGH COURT

DATED: 26/07/2021

ORDER

CRLP.No.4618 of 2021



DISMISSING THE CRL.P

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VLW
5/8/21