

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
THURSDAY, THE TWELFTH DAY OF AUGUST TWO THOUSAND AND TWENTY ONE

:PRESENT:

THE HONOURABLE JUSTICE G SRI DEVI

CRIMINAL PETITION NO: 5661 OF 2021

Between:

I. Ravi Kiran, S/o. Seshagiri Rao

...Petitioner/Accused No.2

AND

The State of Telangana, rep.by its Station House Officer Rajapet Police Station,
Rachakonda Commissionerate rep.by Public Prosecutor, High Court for the State
of Telangana 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 release the petitioner on bail in the event of his arrest pending Investigation, Inquiry and Trial in connection with the Crime No.105 of 2020 dated: 09/07/2020 on the file of Rajapet Police Station, Rachakonda Commissionerate. otherwise the petitioner shall suffer irreparable loss.

The petition coming on for hearing, upon perusing the Petition and the grounds filed in support thereof and upon hearing the arguments of SRI KOTESWARA RAO MUMMANENI Advocate for the Petitioner and of Assistant PUBLIC PROSECUTOR for the Respondent. the Court made the following.

ORDER:

THE HONOURABLE JUSTICE G. SRI DEVI

CRIMINAL PETITION No.5661 of 2021

ORDER:

The Criminal Petition, under Section 438 of the Code of Criminal Procedure, 1973, is filed by the petitioner/A2 seeking to grant anticipatory bail in the event of his arrest in connection with Crime No.105 of 2020 on the file of Rajapet Police Station, Rachakonda District, registered for the offences under Sections 420, 419, 120-B read with Section 34 IPC.

2. Heard learned counsel appearing for the petitioner/A2, learned Assistant Public Prosecutor appearing for the respondent-State and perused the record.

3. The prosecution case is that after the death of the father of de-facto complainant, A1 and A2 have created fake documents and sold their land without their knowledge.

4. Learned counsel for the petitioner/A2 would submit that the petitioner is innocent and he has been falsely implicated in the case and that there is no record or evidence to show that the de-facto complainant is son of late Buchaiah. He would further submit that the petitioner is a *bona fide* purchaser of subject land for a valid sale consideration and his name is also incorporated in the revenue records. He would also submit that the petitioner is not having any criminal antecedents prior to the alleged occurrence and he is a law abiding citizen and ready to abide by any condition that may be imposed in the event of his enlargement on anticipatory bail.

5. Learned Assistant Public Prosecutor opposed to grant anticipatory bail to the petitioner.

6. As seen from the contents of FIR, *prima facie*, it seems to be civil dispute between the parties. Thus, looking into the nature of allegations leveled against the petitioner and other facts and circumstances, without delving into the merits of the matter, I am inclined to grant anticipatory bail to the petitioner/A2.

7. Accordingly, the Criminal Petition is allowed and the petitioner/A2 is granted anticipatory bail subject to the following terms and conditions:

- (i) The petitioner/A2 is directed to surrender before the Station House Officer, Rajapet Police Station, Rachakonda District, within a period of 15 days from today, and on such surrender, the said Station House Officer shall release the petitioner/A2 on bail on his executing a personal bond to the tune of Rs.1,00,000/- (Rupees one lakh only) with two sureties to the like amount each to his satisfaction.
- (ii) On such release, the petitioner/A2 shall appear before the Investigating Officer on every Friday between 9.00 AM and 5.00 PM., till completion of investigation and filing of the charge sheet.
- (iii) The petitioner/A2 shall furnish all necessary and relevant documents before the investigating officer for the purpose of fair investigation and cooperate with the investigation.
- (iv) The petitioner/A2 shall comply with the conditions as laid down under Section 438 (2) of Cr.P.C.

8. Miscellaneous petitions, if any pending in this criminal petition, shall stand closed.

Sd/- T.TIRUMALA DEVI
ASSISTANT REGISTRAR 2/

//TRUE COPY//

SECTION OFFICER

To,

1. The Judicial First Class Magistrate at Alair.
2. The Station House Officer, Rajapet Police Station, Rachakonda Commissionerate.
3. One CC to SRI. KOTESWARA RAO MUMMANENI, Advocate [OPUC].
4. Two CCs to PUBLIC PROSECUTOR, High Court for the State of Telangana at Hyderabad [OUT].
5. One spare copy
ZEE

HIGH COURT

GSDJ

DATED:12/08/2021

ORDER

CRLP.No.5661 of 2021

BAIL

12 AUG 2021