

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

WEDNESDAY, THE TWENTIETH DAY OF JANUARY
TWO THOUSAND AND TWENTY ONE

PRESENT

THE HONOURABLE JUSTICE G. SRI DEVI

CRIMINAL PETITION NO: 6936 OF 2020

Between:

Suresh Gandhi @ Suresh Gunda, S/o. Late. Gunda Manaiah, aged about 46 years, Occ. Business, R/o. 2-1-49/A, Indira Hills, Kukatpally, Medchal District.

...Petitioner/Accused No.2

AND

The State of Telangana, represented by Public Prosecutor, High Court
Judicature, at Hyderabad.

...Respondent/Complainant

Petition under Section 438 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 grant anticipatory bail to the Petitioner / Accused No. 2 in the event of his arrest in connection with Crime No. 86 of 2020 of Police Station Jagadgirigutta, Cyberabad, in the interest of justice.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri M. A. Mujeeb, Advocate for the Petitioner and the Public Prosecutor on behalf of the Respondent.

The Court made the following: ORDER

HONOURABLE JUSTICE G. SRI DEVI

CRIMINAL PETITION NO.6936 OF 2020

ORDER:

This Criminal Petition, under Section 438 of the Code of Criminal Procedure, 1973 (Cr.P.C.), is filed by the petitioner/A-2, for grant of anticipatory bail in Crime No.86 of 2020 of P.S. Jagathgirigutta, Cyberabad District, registered for the offences punishable under Sections 354, 35B, 354C, 506, 498-A and 342 of the Indian Penal Code and Sections 3 and 4 of the Dowry Prohibition Act.

Heard the learned counsel for the petitioner/A-2, 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 25.02.2020 stating that her marriage was solemnized with one S.Bhargav on 01.11.2019 and at the time of marriage, her parents gave Rs.50,000/- cash and 14 tulas of gold as dowry. After 20 days of marriage, her husband brought the petitioner/A-2 to the house and the petitioner/A-2, in the absence of her husband, tried to touch her and forced her to fulfill his wish. Her husband threatened her to kill if she discloses the matter to any one. Her husband and the petitioner/A-2 took her naked photos and harassed her physically and mentally to get additional dowry from her parents. Hence, the complaint.

Learned counsel for the petitioner/A-2 would submit that the petitioner is innocent of the offence and he is no way concerned with the alleged offence. The petitioner/A-2 is a law-abiding citizen and is prepared to abide by any condition which this Court may deem fit to impose in case of granting anticipatory bail. Hence, he prayed to grant anticipatory bail to the petitioner/A-2.

Learned Additional Public Prosecutor representing the respondent-State opposed to grant anticipatory bail to the petitioner/A-2.

As seen from the contents of the F.I.R., there are specific allegations against the petitioner/A-2 with regard to molestation against the *de fact* complainant.

Having regard to the facts and circumstances of the case, nature and gravity of the offence, this Court is not inclined to grant anticipatory bail to the petitioner/A-2.

The Criminal Petition is, accordingly, dismissed. Miscellaneous applications, if any, pending shall stand closed.

//TRUE COPY//

SD/- I. NAGA LAKSHMI
ASSISTANT REGISTRAR
SECTION OFFICER

- To,
1. The XI Additional Metropolitan Magistrate Prashaagar, Kukatpally, Hyderabad.
 2. The Station House Officer, Jagadgirikutta, Police Station Cyberabad.
 3. Two CCs to the Public Prosecutor, High Court for the State of Telangana, at Hyderabad [OUT]
 4. One CC to Sri M. A. Mujeeb, Advocate [OPUC]
 5. Two CD Copies
- MMK



HIGH COURT

GSDJ

DATED:20/01/2021

ORDER

CRLP.No.6936 of 2020



DISMISSING THE CRIMINAL PETITION

7^{ssv} copies
Dt 30/01/2021