

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

WEDNESDAY, THE SEVENTEENTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY ONE

PRESENT

THE HONOURABLE SMT. JUSTICE LALITHA KANNEGANTI

CRIMINAL PETITION NO: 8444 OF 2021

Between:

1. Pidishetti Sridhar, S/o. Pidishetti Mogili, aged. 31 years, Occ. Nil, R/o.H.No. 1-60, Jyothi Nagar Street, Teegalphad, C.C.C. Corner, Naspur Mandal, Mancherla District, Telangana State. Present Residence at H.NO- 2-2-268/1, Nehru Nagar, Hanamkonda, Warangal Urban (District).
2. Chandrakala Pidishetti, W/o. Pidishetti Mogili, aged. 50 years, Occ. Housewife, R/o.H.No. 1-60, Jyothi Nagar Street, Teegalphad, C.C.C. Corner, Naspur Mandal, Mancherla District, Telangana State.
3. Pidishetti Mogili, S/o.Late Saraiah, aged. 60 years, Occ. Retd Employee, R/o H.No. 1-60, Jyothi Nagar Street, Teegalphad, C.C.C. Corner, Naspur Mandal, Mancherla District, Telangana State.

.....PETITIONER/ACCUSED

AND

The State of Telangana, Through P S WPS 1, Warangal, Rep by Public Prosecutor
High Court at Hyderabad

.....RESPONDENT

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 direct the SHO, VVPS1, Warangal or any arresting officer to enlarge the Petitioners on bail in the event of arrest of Petitioners/Accused No.1 to 3 in connection with the FIR No. 172/2021 of SHO, P.S. WPS1, Warangal, and be pleased

I.A. NO: 1 OF 2021

Petition under Section 482 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 interim bail to the petitioners/Accused No.1 to 3 in FIR No. 172/2021 of SHO, P.S. WPS1, Warangal, pending disposal of the main criminal petition, and grant such other relief as it deems fit in the circumstances of the case.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri K. Rajashekar, Advocate for the Petitioners and the Assistant Public Prosecutor on behalf of the Respondent.

The Court made the following: ORDER

CRIMINAL PETITION No. 8444 OF 2021

ORDER:

This petition is filed under Section 438 Cr.P.C. seeking anticipatory bail to petitioners/Accused in the event of their arrest in connection with Crime No.172 of 2021 of P.S. WPS 1, Warangal, registered for the offences punishable under Sections 498-A and 506 IPC and Sections 3 and 4 of the Dowry Prohibition Act.

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

3. Learned Assistant Public Prosecutor submits that already notice under Section 41-A Cr.P.C. was issued to the petitioners. Learned counsel for petitioners does not dispute the said statement, however, submits that petitioners have been called to the police station every day on one pretext or the other.

4. This Court is not in a position to appreciate the submission of the learned counsel for petitioners as the police are at liberty to summon the petitioners for the purpose of investigation into the said crime.

5. Since notice under Section 41-A Cr.P.C. has already been issued, without going into the merits of the matter, the Criminal Petition is disposed of directing the respondent – police to follow the procedure contemplated there under and the guidelines formulated by the Hon'ble Supreme Court in **Armesh Kumar v. State of Bihar**¹ scrupulously. It is needless to say, any deviation in this regard will be viewed seriously.

¹ (2014) 8 SCC 273

//TRUE COPY//

SD/-T.KRISHNA KUMAR
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Judge Family Court Warangal Warangal District
2. The Station House Officer, WPS 1, Police Station WPS 1, Warangal District
3. One CC to Sri K. Rajashekar, Advocate [OPUC]
4. Two CCs to Public Prosecutor, High Court for the State of Telangana at Hyderabad [OUT]
5. Two CD Copies
6. One Spare Copy

Vm
gbr

HIGH COURT

DATED: 17/11/2021

ORDER

CRLP.No.8444 of 2021



DISPOSING OF THE CRIMINAL PETITION

⑧ VLV
20/11/21