

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

MONDAY, THE ELEVENTH DAY OF APRIL
TWO THOUSAND AND TWENTY TWO

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 3065 OF 2022

Between:

1. Baleboina Ram Murthy, S/o Saldaiiah, Age. 37 years, Occ.Govt.Employee(RSI), R/o. H.No.16-11-468/1 and 2, Flat No.302, Vishwapriya Towers, Moosarambagh, Hyderabad - 500 036

...Accused No.1

2. Baleboina Veera Kumari, W/o. Ram Murthy, Age. 33 years, Occ. House wife, Age. 39 years, Occ. Private Employee, R/o. H.No.1-6-574, Opp.2nd Bus stop, Chaitanyapuri, Dilsukhnagar, Hyderabad - 500060

...Accused No.2/Petitioners

AND

The state of Telangana, represented by Public Prosecutor, High Court,
Hyderabad

...Respondent/Petitioners

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 release the petitioners-Accused No. 1, and 2, on anticipatory bail in the event of arrest in Cr. No. 181 of 2021 on the file of the Mellacheruvu Police Station, Suryapet District 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 Sreenivasa Rao Ravulapati, Advocate for the Petitioners and the Assistant Public Prosecutor on behalf of the Respondent.

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO. 3065 OF 2022

ORDER:

This Criminal Petition is filed under Section 438 Cr.P.C. seeking pre-arrest bail to petitioners - Accused Nos.1 and 2 in the event of their arrest in connection with Crime No. 181 of 2021 on the file of P.S. Mellacheruvu, Suryapet District registered for the offences punishable under Sections 120(B), 420, 468 read with Section 34 IPC.

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

3. Since the punishment prescribed for the offences alleged against petitioner is up to seven years, without going into merits of the matter, respondent - Police are directed to follow the procedure as contemplated under Section 41-A Cr.P.C and the guidelines formulated by the Hon'ble Supreme Court in **Arnesh Kumar v. State of Bihar**¹ scrupulously.

4. The Criminal Petition is accordingly, disposed of.

(20/11) 8 SEC 273

//TRUE COPY//

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

SECTION OFFICER

To,

1. The Judicial First Class Magistrate, at Huzurnagar.
2. The Station House Officer, Mellacheruvu Police Station, Suryapet District.
3. Two CCs to the Public Prosecutor, High Court for the State of Telangana, at Hyderabad [OUT]
4. One CC to Sri Sreenivasa Rao Ravulapati, Advocate [OPUC]
5. Two CD Copies
6. One Spare Copy

HIGH COURT

DATED:11/04/2022

ORDER

CRLP.No.3065 of 2022



DISPOSING OF THE CRIMINAL PETITION

ATM (8)
22/4/2022