

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

**TUESDAY ,THE TWENTY SIXTH DAY OF APRIL
TWO THOUSAND AND TWENTY TWO**

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 3616 OF 2022

Between:

1. Nirmala Jacob, W/o Khaizer Aged about 78 years, Occ: (Retd)
R/o H.No. 8-2-293/82/A/711, plot No. 711 Road No 36 Jubilee Hills,
Hyderabad.

(A1)

2. Khaizer, S/o late S.B. Ahmed, Aged about 80 years, Occ: Business
R/o H.No. 8-2-293/82/A/711, Plot No. 711, Road No 36 Jubilee Hills,
Hyderabad.

(A2)

...PETITIONER/ACCUSED

AND

1. The State of Telangana, Rep. by Public Prosecutor, High Court at Hyderabad,
...RESPONDENT/COMPLAINANTS

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 Station House Officer, Reinbazar Hyderabad to release the petitioners on bail in the event of their arrest in connection with Crime No. 42 / 2022 of P.S.Reinbazar Hyderabad.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri V.MYTHILI Advocate for the Petitioner and the Public Prosecutor on behalf of the Respondent No.1.

The Court made the following : ORDER

THE HON'BLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION No.3616 of 2022

ORDER:

These Criminal Petition is filed under Section 438 Cr.P.C. seeking pre-arrest bail to petitioners, who are arrayed as accused Nos.1 and 2 in the event of their arrest in connection with Crime 42 of 2022 of Rein Bazar Police Station, registered for the offences punishable under Sections 406 and 420 of Indian Penal Code.

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

3. Since the punishment prescribed for the offences alleged against petitioners 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.

¹ (2014) 8 SCC 273

4. Considering the age of the petitioners, who are aged 78 and 80 years respectively, the police are directed not to arrest the petitioners during the investigation.

5. The Criminal Petition is accordingly, disposed of.

SD/-M.MANJULA
ASSISTANT REGISTRAR

SD
SECTION OFFICER

//TRUE COPY//

(20/11/2023) 8-5-2023
To,

1. The Station House Officer, Rein Bazar Police Station, Hyderabad, TG.
2. Two Copies to the Public Prosecutor, High Court for the State of Telangana, at Hyderabad[OUT]
3. One CC to SRI. V.MYTHILI, Advocate. [OPUC]
4. Two CD Copies
5. One Spare Copy

SB
✓

HIGH COURT

KS,J

DATED:26/04/2022



ORDER

CRLP.No.3616 of 2022

CRIMINAL PETITION IS
DISPOSED OF

[Handwritten signature]
04/05/2022