

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

**TUESDAY, THE FOURTEENTH DAY OF JUNE
TWO THOUSAND AND TWENTY TWO**

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 4581 OF 2022

Between:

Mohammed Khurshood Ahmed, S/o Late Mohammed Rafeeq Ahmed, Aged about 40 years, Occ. Business, R/o Plot No.2, H.No.8-5-57/6, Vinciti Hospital Lane, Old Bowenpally, Secunderabad, Telangana-500 011, Temporary resident of Dubai, UAE.

...PETITIONER/ACCUSED No.2

AND

The State of Telangana, Represented by its Public Prosecutor, High Court at Hyderabad, Through Police Station CCS, 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 grant anticipatory bail to the petitioner/accused No.2 in Crim No.198 of 2021 on the file of Police Station, Central Crime Station, Hyderabad, in the event of his arrest, 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 Mr. Sameer Hussain, Advocate for the Petitioner and the Assistant Public Prosecutor on behalf of the Respondent.

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE K.SURENDER**CRIMINAL PETITION No.4581 OF 2022****ORDER:**

This Criminal Petition is filed under Section 438 of the Code of Criminal Procedure, 1973 seeking pre-arrest bail to the petitioner, who is arrayed as Accused No.2 in the event of his arrest in Crime No.198 of 2021 on the file of Central Crime Station, Hyderabad registered for the offences punishable under Sections 420, 465, 468 and 471 read with Section 34 of Indian Penal Code.

2. Heard the learned counsel for the petitioner and learned Assistance Public Prosecutor for the respondent-State. Perused the record.

3. Learned counsel for the petitioner submits that learned IV Additional Metropolitan Sessions Judge, Hyderabad by order dated 21.03.2022 vide CrI.M.P.No.765 of 2022 directed the police to comply with the provisions under Section 41-A Cr.P.C. keeping in view the guidelines of Hon'ble Apex Court in Arnesh Kumar's case. Learned counsel for the petitioner further submits though there is an order by the Sessions Court, the police failed to follow the procedure

laid down under Section 41-A Cr.P.C. and he undertakes to assist the investigation.

4. On the other hand, learned Assistant Public Prosecutor submits that the petitioner is presently residing in Dubai and that the police would scrupulously follow the guidelines formulated by the Hon'ble Supreme Court in Arnesh Kumar's case.

5. In the said circumstances, no further orders are required in the present criminal petition, accordingly, the Criminal Petition is disposed off.

6. Miscellaneous applications pending, if any, in this criminal petition, shall stand closed.

**SD/-K.SAILESHI
ASSISTANT REGISTRAR**

GP

SECTION OFFICER

//TRUE COPY//

To,

1. The IV Additional Metropolitan Sessions Judge at Hyderabad.
2. The Station House Officer, Police Station Central Crime Station, Hyderabad.
3. One CC to Mr. Sameer Hussain, Advocate [OPUC]
4. Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad. [OUT]
5. Two CD Copies
6. One Spare Copy

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Handwritten signature/initials

HIGH COURT

DATED: 14/06/2022



ORDER

CRLP.No.4581 of 2022

DISPOSING OF THE CRIMINAL PETITION

8
13/7/22
HVT