

THE HON'BLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION No. 7800 of 2022

ORDER:

This Criminal Petition is filed under Section 438 of Cr.P.C. by petitioner/A28 seeking bail in the event of his arrest in connection with Crime No.189 of 2013 on the file of Station House Officer, Gudipalli Police Station, Nalgonda District, registered for the offences punishable under Sections 409, 420, 477-A and 34 of Indian Penal Code.

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

3. The facts of the case are that the complainant who is the Manager of District Co-operative Bank, Nalgonda, Devarakonda Branch gave a report that there was the misappropriation of funds to an amount of Rs.7,98,27,073/- in PACS, Angadipeta Gate of P.A.Palli Society by producing false farmers names and accounts. Basing on these allegations, the above report came to be registered.

4. Learned Counsel for the petitioner submits that the petitioner is no way concerned with the PACS and in fact the petitioner is neither the member nor holding any post in P.A Palli

PACS. Without verifying the said fact, the police have made the petitioner herein as accused Nos.28 in the present crime. He also submits that though the alleged crime was registered in the year 2013, the petitioner was never informed about the same, the police have arrested some of the accused and now trying to arrest this petitioner in the said crime.

5. A perusal of the material placed on record would show that in a batch of the cases, this Court had considered the cases of the accused, who were added as accused in the process of investigation and granted the relief sought for in CrI.P.No.4894 of 2014 on 24.04.2014 and CrI.P.No.4892 of 2014 on 28.04.2014. Having regard to the said circumstances, the petitioner can be granted the relief of anticipatory bail.

6. Accordingly, the Criminal Petition is allowed and the petitioner/A28 shall be enlarged on bail in the event of his arrest subject to the following conditions:

- i) The petitioner/A28 is directed to surrender before the Station House Officer, Gudipalli Police Station, Nalgonda District within one week from today, and on such surrender, the petitioner/A28 shall be enlarged on bail on his executing personal bond for a sum of Rs.25,000/- (Rupees Twenty Five Thousand Only) with two sureties for a like sum each, to his satisfaction.

ii) On such release, the petitioner/A28 shall appear before the concerned Station House Officer on every Wednesday and Saturday between 10.30 a.m. to 1.00 p.m. for a period of six (6) weeks or till filing of charge sheet whichever is earlier, for the purpose of investigation.

iii) The petitioner/A28 shall abide by the other conditions stipulated in Section 438(2) of Cr.P.C and shall co-operate with the Investigating Officer in investigating the case.

7. Accordingly, the Criminal Petition is allowed.

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

Date : 06.09.2022
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K.SURENDER, J

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Dt. 06.09.2022

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