

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

THURSDAY, THE TWENTY SECOND DAY OF SEPTEMBER
TWO THOUSAND AND TWENTY TWO

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 8110 OF 2022

Between:

Kallepalli Balaraju, S/o. Late Kallepalli Anjaiah, SC Madiga, Aged about 41 years,
Occ- Business, R/o. H.No. 6-5-70, KarkhanaGadda, Locality of Karimnagar City
and District

...PETITIONER/ACCUSED

AND

1. The State of Telangana, Rep. by the Public Prosecutor, High Court For The State of Telangana at Hyderabad.

...RESPONDENT

2. The Station House Officer, P.S I Town, Karimnagar, Rep by its Additional Public Prosecutor.
3. Gasikanti Arun Kumar, S/o. Ananthaiah, Aged about 43 years Occ: Real Estate business, R/o. H. No. 6-5-81, Gandhi Road, Karimnagar,
4. Arsha Malleshham, S/o. Veeraiah Aged about- 58 years, Ex. Corporator, R/o. 3-6-341, Adarsh Nagar, Karimnagar, Karimnagar District.
5. Edla Ashok,, S/o. Edla Lingaiah, Aged about- 55 years, Occ- Corporator, R/o. House No. 6 5-274, Kisan Nagar - 505001, Karimnagar District.

...RESPONDENTS

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 and order release upon arrest in a case pending on the file of the Court of the II Additional Sessions Judge, Karimnagar, CRL.Misc Petition No. 414 of 2022, in Unregistered Crime No. on the file of P S I Town, Karimnagar, U/offence of S. 420 IPC, pending criminal cases

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Ms. SRUTHA K KEERTHI, Advocate for the Petitioner and of the Assistant Public Prosecutor on behalf of the Respondent No.1& 2 and None Appeared for the Respondent No.3 to 5

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE K.SURENDER**CRIMINAL PETITION No.8110 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 in the event of his arrest in connection with an un-registered crime on the file of Karimnagar I Town Police Station, Karimnagar District.

2. Learned counsel for the petitioner submits that there are pending civil disputes and on earlier occasion a false complaint was also filed which was registered as Crime No.212 of 2022 on 29.05.2022 for the offences under Sections 341, 323, 290, 506 and 427 of IPC. He also submits that the petitioner apprehends that on account of the pending litigations he may be again implicated in criminal cases.

3. In the said circumstances, in the event of police registering any offence against this petitioner and the offences alleged are less than seven years, respondent-Police shall carry out the investigation by following 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 Bihar¹ scrupulously. It is needless to say, any deviation in this regard will be viewed seriously.

4. Accordingly, the Criminal Petition is disposed off.

Miscellaneous applications pending, if any, shall stand closed.

SD/-T.KRISHNA KUMAR
DEPUTY REGISTRAR
SECTION OFFICER

//TRUE COPY//

(2014)8 SCC 273

To,

1. The II Additional Sessions Judge Karimnagar.
2. The Station House Officer, Karimnagar I Town Police Station Karimnagar.
3. One CC to Ms. SRUTHA K KEERTHI, 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

SB

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HIGH COURT

DATED:22/09/2022



ORDER

CRLP.No.8110 of 2022

DISPOSING OF THE CRLP WITHOUT COSTS

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