

HON'BLE SMT. JUSTICE LALITHA KANNEGANTI

CRIMINAL PETITION No.10199 of 2021

O R D E R:

This Criminal Petition under Sections 437 and 439 Cr.P.C. is filed by petitioner – Accused No.1 in connection with Crime No.116 of 2021 of P.S Central Crime Station DD, Hyderabad, registered for the offences punishable under Sections 420, 465, 467, 468, 471 r/w 34 of IPC seeking bail.

2. A report was lodged by the complainant on 19.07.2021 stating that on 02.12.2020 petitioner and one Syed Shahed approached the complainant for sale of open plot admeasuring 1500 sq. yards at Moosapet Main Road, Hyderabad for a total consideration of Rs.11,25,00,000/- stating that petitioner holds valid agreement of sale with four registered GPA holders of said land. On seeing the same, complainant paid Rs.1,10,00,000/- to petitioner by way of cash and RTGS. Later, when the complainant approached Prakash Babu, who is one of the 4 registered GPA holders to verify about genuineness of agreement of sale, he denied the same and alleged that petitioner fabricated the sale agreement by forging their signatures. On that complainant demanded the petitioner to return the advance amount, for which he issued a cheque No.012355 dated 11.12.2021 drawn on South Indian Bank Limited, which was bounced when presented for collection. Basing on the same, the present crime was registered.

3. Heard Sri M.Ramakrishna Goud, learned counsel for petitioner and learned Assistant Public Prosecutor appearing on behalf of respondent-State.

4. Learned counsel for petitioner submits that petitioner is alleged to have committed the offences punishable under Sections 420, 465, 467, 468, 471 r/w 34 of IPC and he is unconnected with the crime. He submits that petitioner was arrested and remanded to judicial custody on 08.11.2021, since then he is languishing in jail, as such his case may be considered for grant of bail.

5. *Per contra*, learned Assistant Public Prosecutor submits that investigation is pending, so far nine witnesses were examined and at this stage, petitioner is not entitled for bail.

6. Taking into consideration the fact that petitioner is languishing in jail from the last 58 days and substantial part of the investigation is completed, this Court deems it appropriate to enlarge the petitioner on bail, however on certain conditions.

7. In the result, criminal petition is allowed and the petitioner / A-1 shall be enlarged on bail in connection with Crime No.116 of 2021 of P.S Central Crime Station DD, Hyderabad on his executing a bond for a sum of Rs.20,000/- (Rupees twenty thousand only) with two sureties each for a like sum to the satisfaction of XIV Additional Chief Metropolitan Magistrate, FAC XII Additional Chief Metropolitan Magistrate, Hyderabad. The petitioner shall appear before the police once in a month between 10.00 a.m. and 12.00 p.m. till completion of investigation.

LALITHA KANNEGANTI, J

5th January, 2022

PVD

THE HON'BLE SMT. JUSTICE LALITHA KANNEGANTI

CRIMINAL PETITION No.10199 of 2021

05.01.2022

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