

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

**TUESDAY, THE FIFTEENTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY TWO**

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 9725 OF 2022

Between:

1. Lattu Yadav @ Gotla Murali Vinil Kumar, S/o. Gotla Ramulu Murali, aged. 42 Years, Occ: Business, R/o. H.No. 1-16-148/7, Madhavi Dinakar Colony, Near Ganesh Bakery, Alwal, Hyderabad - 500 010.
2. C.P.Sampath Kumar, S/o. C.C.Pandu, aged. 38 Years, Occ: Business, R/o. H.No. 18-6/4, MES Colony, Alwal, Tirumalagiri, Hyderabad - 500 015.

...PETITIONER/ACCUSED No.1 & 2

AND

1. State of Telangana,
Rep by its Public Prosecutor,
High Court, Hyderabad.
2. Maisaipet Vinod Kumar, S/o. Kishtaiah, aged. 28 Years, Occ. Private Employee, R/o. J.J.Nagar, Alwal, Hyderabad, Mobile No. 8096030400.

...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 his release on bail in the event of arrest in to Crime No. 748 of 2022 dated. 31-10-2022 on any condition.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri Gummalla Bhasker Reddy, Advocate for the Petitioner and of the Additional Public Prosecutor for the State of Telangana on behalf of the Respondent No.1 and none appeared for Respondent No.2.

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE K.SURENDER**CRIMINAL PETITION No. 9725 OF 2022****ORDER:**

This Criminal Petition is filed under Section 438 of the Code of Criminal Procedure, 1973 seeking bail to the petitioners who are arrayed as Accused Nos. 1 & 2 in the event of his arrest in Crime No.748 of 2022 on the file of Station House Officer, Alwal Police Station, Cyberabad, registered for the offence punishable under Sections 323,506 of IPC and Section 3 (1)(s) of POA against SC & ST Act.

2. Heard learned counsel for petitioners/Accused Nos.1 & 2 and learned Additional Public Prosecutor for respondent-State. Perused the record.
3. Learned Public Prosecutor submits that notice was served on respondent No.2/defacto complainant.
4. Since the punishment prescribed for the offences alleged against the petitioners are up to seven years, without going into the merits of the matter, the respondent-Police are directed to 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 case of **Arnesh Kumar v. State of Bihar**¹ scrupulously. It is needless to say, any deviation in this regard will be viewed seriously.

5. Accordingly, the Criminal Petition is disposed of.

Miscellaneous applications pending, if any, shall stand closed.

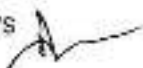
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Sd/-T.SRINIVAS
DEPUTY REGISTRAR

SECTION OFFICER

To,

1. The X Additional Metropolitan Magistrate at Medchal, Cyberabad.
2. The Station House Officer, Alwal Police Station, Alwal, Cyberabad.
3. Two CC's to Public Prosecutor, High Court for the State of Telangana [OUT]
4. One CCs to SRI. Gummalla Bhasker Reddy Advocate [OPUC]
5. Two CD Copies

vs 

¹ (2014) 8 SCC 273

HIGH COURT

KS, J

DATED:15/11/2022

ORDER

CRLP.No.9725 of 2022



THE CRIMINAL PETITION IS DISPOSED

(8)
MA
5/12/22