

HON'BLE Dr. JUSTICE CHILLAKUR SUMALATHA

CRIMINAL PETITION No.10138 of 2022

ORDER:

Heard Sri T.Jayant Jaisoorya, learned counsel for the petitioner, as well as learned Additional Public Prosecutor who is representing the respondent.

2. Seeking the Court to enlarge the petitioner, who is arrayed as accused No.2 in Crime No.105 of 2022 of Inavole Police Station, Warangal District, on bail, the present Criminal Petition is filed.

3. Learned counsel for the petitioner states that the petitioner has not committed any offence whatsoever. Learned counsel also submits that the allegation is that the petitioner went and requested the wife of the defacto complainant to repay the loan and that he endorsed on the wall of the house of the defacto complainant that the said house is under mortgage, the wife of the defacto complainant committed suicide. That does not mean that the petitioner or any of the accused abetted the wife of the defacto complainant to commit suicide. Learned counsel also states

that the petitioner is in judicial custody since 02.11.2022 and as the entire investigation is completed, the petitioner may be enlarged on bail. Learned counsel further submits that anticipatory bail was granted in favour of the other accused by this Court.

4. Learned Additional Public Prosecutor states that twenty witnesses are examined. Thus, it is clear that material part of investigation is completed. No grounds are urged for the petitioner to be kept in judicial custody for a further period. Therefore, this Court considers it desirable to honour the request of the petitioner, however conditionally.

5. Resultantly, this Criminal Petition is allowed with the following conditions:-

- (i) The petitioner/accused No.2 shall be enlarged on bail on his executing a personal bond for Rs.25,000/- (Rupees Twenty five thousand only) with two sureties for the like sum each to the satisfaction of the Court concerned. The sureties are directed to submit their two latest passport size photographs at the time of furnishing solvency. One such photograph is ordered to be pasted in the Surety Register against the name

of the surety. The other photograph shall be kept in the case record concerned.

(ii) In case, the petitioner/accused No.2 holds a passport, he is directed to surrender the same, if it is not seized by now.

(iii) The petitioner/accused No.2 should not involve in any unlawful activity.

(iv) The petitioner/accused No.2 should afford all assistance for proper investigation of the case.

(v) The petitioner/accused No.2 should not cause the evidence of the offence disappear.

(vi) The petitioner/accused No.2 should not tamper with the evidence in any manner.

(vii) The petitioner/accused No.2 should not by way of inducement, threat or promise, dissuade any person who is acquainted with the facts of the case, from disclosing such facts to the Court or to the Police Officer.

(viii) The petitioner/accused No.2 should ensure his presence whenever required by the Court or Police.

(ix) The petitioner/accused No.2 shall not leave India without previous permission of the court concerned.

(x) The petitioner/accused No.2 shall report before the Station House Officer, Inavole Police Station, Warangal District, on every Monday between 10.30 a.m. and 12.00 p.m. till filing of the final report.

(xi) The petitioner/accused No.2 shall file an affidavit before the court concerned disclosing the following particulars:-

- (1) Contact number
- (2) Mail address
- (3) Residential particulars.

In case, there is any change in the aforementioned details, the petitioner shall intimate the court concerned by giving a fresh affidavit duly mentioning the change. He shall continue to do so till filing of the final report.

Any deviation of the above conditions would entitle the respondent to take appropriate steps for cancellation of the bail granted.

6. As a sequel, miscellaneous petitions pending, if any,
shall stand closed

Dr. JUSTICE CHILLAKUR SUMALATHA

23.11.2022
DR