

HON'BLE Dr. JUSTICE CHILLAKUR SUMALATHA

CRIMINAL PETITION No.1722 of 2023

ORDER:

1. Heard Sri Pratap Kumar, learned counsel who is representing Sri M.Ravinder Reddy, learned counsel on record for the petitioner as well as the learned Additional Public Prosecutor who is representing the Respondent-State.

2. Seeking bail, the present Criminal Petition is filed under Section 439 Cr.P.C. on behalf of the petitioner, who is arrayed as Accused No.6 in Crime No.83 of 2023 of Medipally Police Station.

3. Making his submission, learned counsel for the petitioner contends that the petitioner is the elder brother of Accused No.1. Accused No.1 is the husband of the deceased- Soundarya. Learned counsel states that the petitioner has not committed any offence whatsoever, more so, the offences punishable under Sections 498-A and 306 IPC and the petitioner is in judicial custody since 27.01.2023 and the entire investigation is also completed and therefore, he may be enlarged on bail.

4. Learned Additional Public Prosecutor states that twenty (20) witnesses are examined till now.

5. Thus, by the submissions made, it is clear that the petitioner is in judicial custody since about one month and that the material part of investigation is completed. Therefore, this Court considers desirable to honour the request of the petitioner, however, conditionally.

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

(i) The petitioner/Accused No.6 shall be enlarged on bail on his executing a personal bond for Rs.30,000/- (Rupees Thirty Thousand only) with two sureties for 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) The petitioner/Accused No.6 shall report before the Station House Officer, Medipally Police

Station, on every Monday between 10.30 A.M and 12.00 P.M till filing of final report.

- (iii) The petitioner/Accused No.6 should not involve in any unlawful activity.
- (iv) The petitioner/Accused No.6 should afford all assistance for the proper investigation of the case.
- (v) The petitioner/Accused No.6 should not cause the evidence of the offence disappear.
- (vi) The petitioner/Accused No.6 should not tamper with the evidence in any manner.
- (vii) The petitioner/Accused No.6 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) In case the petitioner/Accused No.6 holds a passport, he shall surrender the same if the same is not seized till now.
- (ix) The petitioner/Accused No.6 should ensure his presence whenever required by the Court or Police.
- (x) The petitioner/Accused No.6 shall not leave India

without previous permission of the court concerned.

(xi)The petitioner/Accused No.1 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.

Dr. JUSTICE CHILLAKUR SUMALATHA

Date:23.02.2023

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