

THE HONOURABLE SRI JUSTICE M. LAXMAN

CRIMINAL PETITION No.5423 OF 2023

ORDER:

1. This petition is filed seeking to grant regular bail under Sections 437 and 439 of Criminal Procedure Code, 1973 (Cr.P.C). The petitioner is accused No.1 in Crime No.210 of 2023 of Vemulawada Town Police Station, Rajanna Sircilla District. The offences alleged against the petitioner are under Sections 307, 323 read with Section 109 of Indian Penal Code.
2. The sum and substance of case of the prosecution is that there are civil disputes between the injured and the accused. Keeping in view the civil disputes, the petitioner allegedly attacked the injured with knife and caused injuries on the back of the neck, as such, the attack was made with an intention to kill the deceased.
3. Heard learned counsel for the petitioner and learned additional public prosecutor for the respondent - State.

4. As seen from the injury certificate, the injuries are found on the back of neck. The injuries are simple in nature. The petitioner is in remand for the last 45 days. Further there are civil disputes between the parties.

5. In the said circumstances, this Court is inclined to grant bail to the petitioner/accused No.1 on certain terms and conditions.

6. Accordingly, the Criminal Petition is allowed and the petitioner/accused No.1 shall be released on bail on the following terms and conditions:

- (i) The petitioner/accused No.1 shall be released on bail on his executing a personal bond for Rs.25,000/- (Rupees twenty five thousand only) with two sureties for a like sum each to the satisfaction of the Judicial Magistrate of First Class at Vemulawada.
- (ii) The petitioner/accused No.1 shall appear before the S.H.O., Vemulawada Town Police Station on every Sunday between 10 a.m., and 5 p.m for a period of three (03) months.
- (iii) The petitioner/accused No.1 shall not directly or indirectly influence or make any witnesses or complainant.

- (iv) The petitioner/accused No.1 shall not indulge in similar type of offences till conclusion of trial and if it is found that the petitioner is involved in similar type of offences in future, the bail granted to him shall automatically stands cancelled and he shall be taken into custody forthwith.
- (v) The petitioner/accused No.1 shall make available with the investigating agency for proper investigation and he shall fully cooperate with the investigation agency. He shall not at in any manner which will be prejudicial to fair and expeditious investigation.

JUSTICE M. LAXMAN

27.06.2023
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