

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION No.10198 OF 2023

ORDER:

This Criminal Petition is filed under Sections 437 and 439 of Code of Criminal Procedure, 1973 (for short “Cr.P.C”) seeking regular bail to the petitioners-accused Nos.14 and 16 in Crime No.169 of 2023 pending on the file of Station House Officer, Noothankal Police Station, Suryapet filed for the offence punishable under Sections 143, 147, 148 and 324 read with 149 of IPC.

2. Heard learned counsel for the petitioners and learned Additional Public Prosecutor for the respondent-State. Perused the record.

3. The Police Noothankal registered two FIRs bearing Nos.168 and 169 of 2023. The said crimes were registered when two groups clashed and attacked one another. 13 persons were mentioned in Crime No.168 of 2023 and 16 persons were mentioned in Crime No.169 of 2023.

Petitioners herein are shown as Accused No.14 and 16 in Crime No.169 of 2023.

4. Learned counsel appearing for the petitioners would submit that it was a free fight between the two groups and these petitioners were students and have been falsely implicated and the names were mentioned in the FIR.

5. On the other hand, learned Additional Public Prosecutor opposed the bail application stating that the investigation is pending and role of these petitioners are specifically mentioned in the remand report.

6. As seen from the remand report the over tacts attributed against these petitioners is that on the basis of confession given by the other accused. Even according to the police, these petitioners are final year B-tech students. As seen from the remand report several witnesses were already examined.

7. This Court deems it appropriate to enlarge the petitioners on bail subject to the following conditions:

- i) The petitioners/Accused Nos.14 and 16 shall execute personal bond for a sum of Rs.25,000/- (Rupees Twenty Five thousand only) with two

sureties for a like sum each to the satisfaction of the learned Judicial Magistrate of First Class, Thungathurty, Suryapet District.

- ii) The petitioners-accused Nos.14 and 16 shall appear before the concerned Station House Officer on every Monday between 10.30 AM and 01.00 PM, for a period of four (4) weeks.

- iii) T
he petitioners/Accused Nos.14 and 16 shall abide by the other conditions stipulated in Section 437(3) of Cr.P.C.

8. Accordingly, the Criminal Petition is allowed. Miscellaneous applications, pending if any, shall stand closed.

K.SURENDER, J

Date: 16.10.2023
Dsv/sai