

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

**MONDAY, THE EIGHTEENTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 12299 OF 2023

Between:

B.Sowmya Reddy, d/o. Kondal Reddy, aged about 39 years, Occ- Business,
R/o. H.No.2-2-231/232, S.E. Residency, Bagh Amberpet, Hyderabad-500013.

...Petitioner/Accused

AND

1. State of Telangana,, Represented by its Public Prosecutor, High Court for the state of Telangana, High Court Buildings, Hyderabad.
2. Madhavaram Uma Devi, Age- 41 Years , R/o 69, Dev Ishtaa Homes, Occupation – Business, Paparayudu Nagar, Kukatpally, Medchal-Malkajgiri District-500072.

...Respondent/Complainant

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 enlarge the Petitioner on bail in connection with unregistered crime apprehending their arrest in connection with the alleged offences U/Sec. 420 of IPC, and pass such other order or orders as this Honourable Court may be deem fit and proper in the circumstances of the case, as otherwise, the petitioner will be put to irreparable loss, grave suffering, great hardship, heavy injury and serious loss.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri MADAS BHARATH CHANDRA, Advocate for the Petitioner and the Public Prosecutor on behalf of the Respondent No.1 and None Appeard for the Respondent No. 2

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION No.12299 OF 2023

ORDER:

1. This Criminal Petition is filed under Section 438 of Cr.P.C. by the petitioner/Accused seeking bail in the event of her arrest in connection with unregistered Crime for the alleged offence under Section 420 of IPC.
 2. Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the respondent-State and perused the record.
 3. The petitioner is apprehending arrest on the ground that *de-facto* complainant gave donation of Rs.20,00,000/- to the Educational Society run by this petitioner. She further obtained a loan of Rs.9,00,000/- from the *de-facto* complainant and towards the said amount outstanding, two cheques were also given by her. Presently, the Police are continuously calling her to the Police Station, for which reason, she is apprehending arrest.
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4. On instructions, learned Additional Public Prosecutor would submit that the Police have not received any complaint nor any complaint is registered.

5. In the said circumstances, the apprehension of petitioner is unfounded. However, if any offence is registered against the petitioner punishable upto 7 years, the Police are directed to follow the procedure laid down under Section 41-A Cr.P.C and also the guidelines formulated by the Hon'ble Supreme Court in **Arnesh Kumar v. State of Bihar** scrupulously. The petitioner shall co-operate with the Investigating Officer and shall appear before the Investigating officer as and when required for the purpose of investigation.

6. With the said observation, the Criminal Petition is disposed off. Miscellaneous applications, if any pending in this criminal petition, shall stand closed.

Sd/- C. PRAVEEN KUMAR
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Station House Officer, Amberpet Police Station, Hyderabad.
2. Two CC to the Pubic Prosecutor, High Court for the State of Telangana at Hyderabad [OUT]
3. One CC to SRI. MADAS BHARAT CHANDRA, Advocate [OPUC]
4. Two CD Copies

PSR

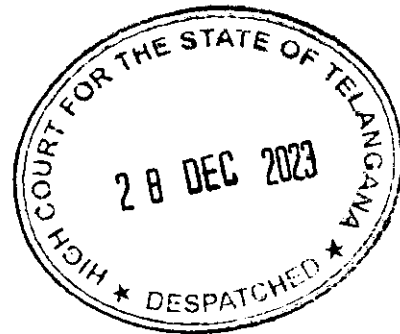
HIGH COURT

KS,J

DATED:18/12/2023

ORDER

CRLP.No.12299 of 2023



DISPOSING OF THE CRIMINAL PETITION

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23/12/23