

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

**WEDNESDAY, THE TWENTY FOURTH DAY OF JANUARY
TWO THOUSAND AND TWENTY FOUR**

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 734 OF 2024

Between:

Premkumar Madhagoni, S/o Yellaiah, Aged about- 52 years, Occ- Painter,
R/o.H.No.2-2-1105/5/A/D/C, Tilaknagar, Amberpet, Hyderabad.

...Petitioner/Accused

AND

The state of Telangana, Rep by Public Prosecutor, High court of Judicature at
Hyderabad Through the Station House Officer, P.S.Chowdariguda,
Cybarabad District.

...Respondents/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 petitioners on anticipatory bail and pass an order or
orders in the event of their arrest in connection with Crime No.121 OF 2023
P.S.Chowdariguda, Cybarabad District, for an alleged offence punishable under
Section- U/S.304(A) of IPC, during the pendency of enquiry and trial.

This Petition coming on for hearing, upon perusing the Memorandum of
Grounds of Criminal Petition and upon hearing the arguments of
Sri RAMESH BURA, Advocate for the Petitioner and the Public Prosecutor on
behalf of the Respondent.

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION No. 734 of 2024

ORDER:

This Criminal Petition is filed under Section 438 of Cr.P.C. by petitioner/accused seeking anticipatory bail in the event of his arrest in connection with Crime No.121 of 2023 on the file of the Chowdariguda Police Station, Cyberabad, registered for the offence punishable under Sections 304-A of Indian Penal Code (for short 'IPC').

2. Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the respondent-State and perused the record.

3. On perusal of the record, since the punishment prescribed for the offence alleged against this petitioner is less than seven years, this Court deems it appropriate to direct the Investigating Officer in Crime No.121 of 2023 on the file of the Chowdariguda Police Station, Cyberabad District, 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*¹ scrupulously. However, the petitioners shall co-operate with the Investigating Officer by furnishing information and documents as sought by him in concluding the investigation.

4. Accordingly, the Criminal Petition is disposed off. Miscellaneous applications pending, if any, shall stand closed.

SD/- A.V.S. PRASAD
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Judicial First Class Magistrate at Shadnagar.
2. The Station House Officer, Sultan Bazar Police Station, Hyderabad.
3. Two CC to Public Prosecutor, High Court for the State of Telangana at Hyderabad. [OUT]
4. One CC to Sri. RAMESH BURA, Advocate [OPUC]
5. Two CD Copies

PSR

NS

CHK

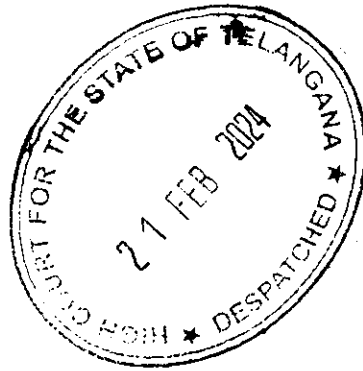
¹ (2014) 8 SCC 273

HIGH COURT

DATED:24/01/2024

ORDER

CRLP.No.734 of 2024



DISPOSING OF THE CRIMINAL PETITION.

⑧ CHR
13/2/24