

THE HONOURABLE SRI JUSTICE N. TUKARAMJI

CRIMINAL PETITION No.7069 OF 2024

ORDER:

1. This Criminal Petition is filed under Sections 437 and 439 of Code of Criminal Procedure, 1973 (for short “Cr.P.C”) seeking regular bail.
2. The petitioner is accused No.1 in Crime No.129 of 2024 on the file of the Banjara Hills Police Station, Hyderabad, within the territorial jurisdiction of the III Additional Chief Metropolitan Magistrate, Hyderabad.
3. I have heard Sri G.V.L.Murthy, learned counsel for the petitioner and learned Additional Public Prosecutor for the respondent-State.
4. The prosecution case in brief is that the petitioner had developed acquaintance with the victim in the year 2023, developed live-in relationship and the matter went up to arranged marriage. However, as the victim came to know about the visit of petitioner/accused No.1 along

with one lady Shanthi went to Srisailam, just two days prior to the engagement, called off and lodged police report contending that the petitioner deceptively exploited her physically and financially, thus, committed offences under Sections 376 and 420 of Indian Penal Code.

5. Learned counsel for the petitioner would submit that the petitioner is innocent and though he is willing, the victim herself called off the marriage with made up allegations. That apart, the petitioner is in judicial custody since 30.05.2024 and he is ready to assist the investigation and abide by any condition that may be imposed, thus, prayed for grant of bail.

6. Learned Additional Public Prosecutor opposed bail application and would submit that the investigation is complete except for recording the Section 164 Cr.P.C statement of the victim and rest of the investigation is completed.

7. I have considered the submissions of learned counsel and perused the materials placed on record.

8. Having regard to the facts and circumstances of the matter, nature of allegations and as the material witnesses were examined, this Court is of the view that the prayer of the petitioner for grant of bail can be accepted.

9. Accordingly, the Criminal Petition is allowed on the following conditions:

- i) The petitioner/accused No.1 shall be released on bail, on executing a self 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 III Additional Chief Metropolitan Magistrate, Hyderabad.
- ii) The petitioner shall appear before the Station House Officer on 2nd and 4th Tuesday between 10.00 am to 01.00 pm till filing of charge sheet and shall co-operate with the investigation.

- iii) The petitioner shall not interfere or intimidate the prosecution witnesses nor shall attempt to tamper with the evidence.
- iv) The petitioner shall inform his residence and contact particulars to the investigating officer in an affidavit and update the same from time to time till conclusion of the criminal case.
- v) The petitioner shall not indulge in any illegal activity. If the petitioner commit any breach of the above conditions, the investigating agency/prosecution shall be at liberty to initiate proceedings for cancellation of bail.

Miscellaneous applications, pending if any, shall stand closed.

N.TUKARAMJI, J

Date: 05.07.2024
mmr

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Dt.05.07.2024

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