

THE HONOURABLE SMT. JUSTICE JUVVADI SRIDEVI

CRIMINAL PETITION No.15300 of 2024

O R D E R:

Petitioners-accused Nos.1 and 2 have filed this petition under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023, seeking anticipatory bail in Crime No.557 of 2024 of P.S.Ibrahimpattanam, registered for the offences under Sections 318(4), 336(3), 340(2), 335 of the Bharatiya Nyaya Sanhita (for short 'BNS').

02. Heard Sri Mokilla Srinivas Reddy, learned counsel for the petitioners-accused and Sri Syed Yasar Mamoon, learned Additional Public Prosecutor for the State-respondent No.1.

03. According to the prosecution, the allegations against the petitioners-accused Nos.1 and 2 forged and fabricated some documents for the purpose of availing loan.

04. Learned counsel for the petitioners-accused Nos.1 and 2 submits that the petitioners are nothing to

do with the alleged offences and their family members are the directors of the firm M/s.Vasundhara Integrated Satellite Township and Resorts Pvt., Ltd and that the petitioner No.1 is a student and the petitioner No.2 is a heavy weight person and unable to walk. The petitioner No.2 obtained solvency certificate and the same was handed over to the financier and they have never committed the alleged offences. It is further submitted that no loan was sanctioned in favour of the petitioners. The petitioner No.1 is suffering with ailments due heavy weight. Hence, he prayed to grant anticipatory bail to the petitioners.

05. Learned Additional Public Prosecutor, on the other hand, opposed the application stating that investigation is in progress and that there are serious allegations against the petitioners. Hence, prayed this Court of dismiss the petition.

06. Having heard both sides and perused the material on record, it is apparent on record that no loan

was sanctioned in favour of the petitioners-accused Nos.1 and 2 and that there are no specific allegations against the petitioners. The said fact was conceded by the learned Additional Public Prosecutor. In the said circumstances, this Court is of the considered view that it is a fit case for grant of anticipatory bail subject to the following conditions:

- 1. The petitioners-accused Nos.1 and 2 shall surrender before the Station House Officer of Ibrahimpatnam Police Station, within two weeks from today, and on such surrender, the said Station House Officer shall release the petitioners on bail on each of them executing a personal bond for Rs.20,000/- with two sureties for the like sum each.**
- 2. The petitioner-accused No.2 shall appear before the concerned Station House Officer on every Saturday between 11.00 AM and 01.00 PM for a period of eight weeks or till filing of charge sheet, whichever is earlier.**

3. The petitioners-accused Nos.1 and 2 shall abide by the other conditions stipulated in Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023 and co-operate with the Investigating Officer in investigating the case.

Accordingly, this Criminal Petition is allowed.

Date: 20-DEC-2024
KHRM

JUVVADI SRIDEVI, J

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14

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