

SMT JUSTICE T. RAJANI

CRIMINAL PETITION No.1388 OF 2019

ORDER:

This petition is filed, under Sections 437 and 439 of the Criminal Procedure Code, 1973, seeking to enlarge the petitioner, who is A14, on bail in Crime No.20 of 2018 on the file of the Station House Officer, Pullampet Police Station, Kadapa District. The offences alleged are under Sections 147, 148, 379, 353, 109, 120(b) read with 149 IPC, Section 20(1)(C)(II)(III)(IV)&(X) of Forest Act, 2016, and Section 20(d)(I)(a)(b) and Section 29(2)(b)(4)(a) (I)(II)(b) of A.P. Forest Act, 1967 and Rule 3 of A.P. Sandal Wood & Red Sanders Wood Transit Rules, 1969 and Section 51 of Wild Life Protection Act, 1972, Section 3 of PDPP Act, 1984 and Section 44(2) of A.P. Forest Act, 1967.

2. Heard the counsel for the petitioner and the Public Prosecutor appearing for the respondent.

3. The counsel for the petitioner submits that though the petitioner was shown as being involved in 24 cases, he is on bail in all the cases except this crime. He further submits that whenever the petitioner is released on bail, the Police are taking him into custody, arraying him as accused, in other cases. With regard to the objection raised by the Public Prosecutor that the petitioner is resident of Malaysia and if he released on bail, he may jump the bail, the counsel for the petitioner submits that earlier bail application filed by the petitioner, in similar circumstances, in Crl.P. No.262 of 2019, this Court granted bail imposing a condition that the petitioner shall not leave the country. The Public

Prosecutor submits that similar condition may be imposed to take care of the apprehension of the prosecution.

4. Hence, considering the above, this Court opines that this is a fit case for granting bail to the petitioner.

5. Accordingly, the Criminal Petition is allowed and the petitioner is directed to be enlarged on bail on condition of his executing a personal bond for a sum of Rs.20,000/- (Rupees twenty thousand only) with two sureties for a like sum each to the satisfaction of the court of Judicial Magistrate First Class Magistrate, Nandalur. The petitioner shall not leave the country without prior permission of the lower Court, and he shall report before the Station House Officer, Pullampet Police Station, once in a week i.e., on every Wednesday between 10.00 am and 01.00 pm.

As a sequel, the miscellaneous applications, if any pending, shall stand closed.

T. RAJANI, J

April 03, 2019
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