

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
WEDNESDAY, THE TWENTY EIGHTH DAY OF OCTOBER TWO THOUSAND AND
TWENTY

:PRESENT:

THE HONOURABLE SRI JUSTICE B.VIJAYSEN REDDY
CRIMINAL PETITION NO: 5048 OF 2020

Between:

1. Bandari Yugendar, S/o Pochaiah
2. Kadari Venkatesh, S/o Shankaraiah

...Petitioners/Accused Nos.1 & 3

AND

The State of Telangana, through S.H.O., Choppadandi Police Station, Karimnagar District, rep. by its Public Prosecutor, High Court at Hyderabad.

...Respondents/Complainant

Petition under Section 438 of Cr.P.C, praying that in the circumstances stated in the grounds filed in support of the Criminal Petition, the High Court may be pleased to enlarge the petitioners herein on bail in the event of their arrest in connection with FIR No. 60 of 2020 of Choppadandi Police Station, Karimnagar District.

The petition coming on for hearing, upon perusing the Petition and the grounds filed in support thereof and upon hearing the arguments of M/s N. HARI PRASAD Advocate for the Petitioners and of Assistant PUBLIC PROSECUTOR for the Respondent, the Court made the following.

ORDER:

THE HONOURABLE SRI JUSTICE B. VIJAYSEN REDDY

CRIMINAL PETITION No.5048 OF 2020

ORDER:

This is an application for anticipatory bail. The petitioners are accused Nos.1 and 3 in Crime No.60 of 2020 pending on the file of Choppadandi Police Station, Karimnagar District. The offences alleged against the petitioners are under Sections 307, 379 and 427 read with 149 IPC.

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

3. A perusal of the record would disclose that initially the crime was registered against 9 accused. This Court, by order dated 21.10.2020 directed the learned Public Prosecutor to get specific instructions with regard to injuries sustained by the *de facto* complainant.

4. The learned Assistant Public Prosecutor submitted that LW.1 received one grievous injury and LW.2 received four simple injuries and that the offence was altered from Section 307 IPC to 326 IPC, and that the injured were discharged from the hospital. It is further submitted that the accused Nos.4 to 7 and 9 have been deleted from the array of accused.

5. In view of the omnibus allegations made against all the accused named in the FIR, this Court is inclined to grant anticipatory bail to them.

6. Accordingly, the Criminal Petition is allowed and the petitioners-A1 and A3 are granted anticipatory bail on the following conditions:

- i) The petitioners - accused Nos.1 and 3 are directed to surrender before the Station House Officer, Choppadandi Police Station, Karimnagar District, within a period of fifteen (15) days from today, and on such surrender, the said Station House Officer shall release the petitioners on bail on their executing personal bonds for a sum of Rs.10,000/- (Rupees ten thousand only) each with two sureties each for the like sum each to his satisfaction.
- ii) The petitioners - accused Nos.1 and 3 shall abide by the conditions stipulated in Section 438 (2) of Cr.P.C and cooperate with the Investigating Officer in investigating the crime.
- iii) The petitioners - accused Nos.1 and 3 shall personally appear before the concerned Investigating Officer on every Wednesday and Sunday between 10.00 AM and 5.00 PM, till completion of investigation and filing of charge sheet.

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

SD/- K. AMMAJI
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Judicial First Class Magistrate at Karimnagar.
2. The V Additional Sessions Judge, Karimnagar.
3. The S.H.O., Choppadandi Police Station, Karimnagar District.
4. One CC to M/s. N. HARI PRASAD, Advocate [OPUC].
5. Two CCs to PUBLIC PROSECUTOR, High Court for the State of Telangana at Hyderabad [OUT].
6. One spare copy
ZEE

HIGH COURT

BVRJ

DATED:28/10/2020

ORDER



CRLP.No.5048 of 2020



BAIL