

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD
THURSDAY, THE TWENTY SEVENTH DAY OF MAY TWO THOUSAND AND
TWENTY ONE
:PRESENT:
THE HONOURABLE SRI JUSTICE K.LAKSHMAN
CRIMINAL PETITION NO: 3979 OF 2021

Between:

Shanawaz Khan, S/o. Gula Mohammed Khan

Petitioner/Accused No.11

AND

The State of Telangana, Rep. by the Public Prosecutor, High Court at Hyderabad.

Respondent/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 release the Petitioner on bail in the event of his arrest in Crime No. 26 of 2021 of P.S., Kethepally, Nalgonda District on such terms and conditions as the Honble Court may deem fit in the interest of justice.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of SRI P ANIMI REDDY Advocate for the Petitioner, THE PUBLIC PROSECUTOR for the Respondent(s) and the Court made the following.

ORDER

THE HONOURABLE SRI JUSTICE K. LAKSHMAN

CRIMINAL PETITION No.3979 OF 2021

ORDER:

This is an application for anticipatory bail. The petitioner is Accused No.11 in Crime No.26 of 2021 pending on the file of Kethepally Police Station, Nalgonda District. The offence alleged against the petitioner herein is under Section 307 read with 34, 109 I.P.C.

2. Heard learned counsel for the petitioner and learned Public Prosecutor. Perused the record.

3. The allegation against the petitioner herein is that he is the owner of cattle and on his instructions, the driver of the vehicle drove the vehicle and tried to kill the de facto complainant.

4. Learned counsel for the petitioner would submit that the petitioner/accused No.11 was not there on the spot at the time of alleged incident. The de facto complainant has implicated him in a false case.

5. Learned Public Prosecutor, on instructions, would submit that the police have already arrested accused Nos.1, 5 and A.10. Learned counsel for the petitioner would submit that they were already released on bail, whereas learned Public Prosecutor disputes the same.

6. This Court has granted anticipatory bail to accused Nos.2 to 4 in Crl.P.Nos.2507 and 2043 of 2021 respectively.

7. Considering the said fact and the also the fact that the petitioner/accused No.11 was not there on the spot as on the date of alleged incident and it is a factual aspect to be investigated into by the Investigating Officer, this Court is inclined to grant anticipatory bail to the petitioner herein.

8. Accordingly, this Criminal Petition is allowed and the petitioner herein is granted anticipatory bail subject to the following conditions:

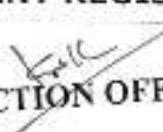
(i) The petitioner/accused No.11 is directed to surrender before the Station House Officer, P.S. Kethepalli, Nalgonda District, within a period of four (4) weeks from the date of receipt of a copy of this order and on such surrender, the said Station House Officer shall release the petitioner on bail on his executing a personal bond for a sum of Rs.50,000/- (Rupees fifty thousand only) with two sureties to the like sum each to his satisfaction.

(ii) The petitioner/A.11 shall not be indulged in similar type of offences in future and if it is found that he is indulged in similar type offences in future, the liberty granted to him shall automatically stand cancelled and he would be taken into custody forthwith.

(iii) The petitioner/A.11 shall abide by the other conditions stipulated in Section 438 (2) Cr.P.C. and cooperate with the Investigating Officer in investigating the case.

SD/- T. KRISHNA KUMAR
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The I Additional District and Sessions Judge, Nalgonda
2. The Judicial Magistrate of First Class, Nakrekal
3. The Station House officer, P.S. Kethepalli, Nalgonda District
4. One CC to SRI. P ANIMI REDDY Advocate [OPUC]
5. Two CC's to Public Prosecutor, High Court for the State of Telangana at Hyderabad (OUT)

HIGH COURT

KLJ

DATED:27/05/2021



ORDER

CRLP.No.3979 of 2021

BAIL