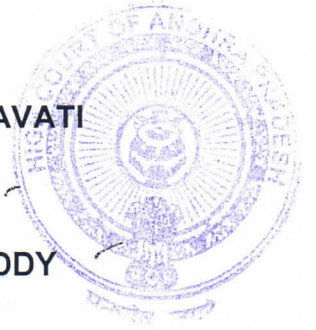


IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
TUESDAY, THE ELEVENTH DAY OF APRIL
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY

CRIMINAL PETITION NO: 2512 OF 2023



Between:

Toyaka Koteswara Rao, Bank Employee, S/o. Narsimhulu, aged about 58 years,
R/o. Gumma Laxmipuram, Parvathipuram Manyam Dist, AP.

Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Public Prosecutor, High Court of Andhra Pradesh, Amaravathi, Through PS Kurupam, Parvathipuram Manyam, AP.
2. Suresh Vayunandan Reddy, S/o. Anavema Reddy, Senior Manager, AP Grameena Vikas Bank, Regional Office, Parvathipuram, Vizianagaram Dist.

Respondents

Petition under Section 438 of Cr.P.C, praying that in the circumstances stated in the memorandum of grounds filed in support of the Criminal Petition, the High Court may be pleased to grant anticipatory bail to the Petitioner/Accused in Cr.No. 46/2023, dt.04-03-2023 of Kurupam PS, Parvathipuram Manyam, Vizianagaram Dist, on such terms and conditions laid down in Sec. 438 of Cr.P.C and directing the SHO, Kurupam PS to release the Petitioner/A-1 in the event of his arrest by the Police, in the interests of Justice. Else, the Petitioner/A-1 will be put to serious and irreparable loss

The petition coming on for hearing, upon perusing the Petition and the memorandum of grounds filed in support thereof and upon hearing the arguments of Sri S M SUBHAN Advocate for the Petitioner and of Public Prosecutor for Respondent No.1, the Court made the following.

ORDER

HON'BLE SRI JUSTICE K. SREENIVASA REDDY

Criminal Petition No.2512 of 2023

Order:

This Criminal Petition, under Section 438 Cr.P.C., has been filed by the petitioner/A-1, seeking anticipatory bail, in connection with Crime No.46 of 2023 of Kurupam Police Station, Parvathipuram Manyam district.

2. A case has been registered against the petitioner herein and another for the offences punishable under Sections 409, 420 read with 34 IPC.
3. Case of the prosecution, in brief, is that, A1 and A2, who are working as Branch Manager and Field Officer at Kurupam APGVB Branch, during the tenure from 07.04.2021 to 02.07.2021, transferred the amounts from the deceased saving bank customer accounts, which are in inoperative status, through NEFT transactions without the knowledge of their legal heirs, thereby committed fraud and misappropriated the amounts.
4. Heard. Perused the record.
5. A perusal of the material on record goes to show that the petitioner herein did not act diligently while endorsing on the vouchers submitted by the Bank Clerk and the amounts were transferred to other accounts inadvertently. The persons who

received the said amounts have returned back the amounts to the Bank on the ground that the amounts have been transferred to their accounts by mistake.

6. In view of the aforesaid facts and circumstances of the case, this Court is inclined to grant anticipatory bail to the petitioner herein on the following conditions.

7. In the event of arrest of the petitioner herein in the aforesaid crime, he shall be enlarged on bail on his executing a personal bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties of the like sum each to the satisfaction of the concerned Arresting Officer. Petitioner shall cooperate with the investigation and he shall make himself available for interrogation by a police officer as and when required, and he shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer. Petitioner shall appear before the Station House Officer concerned once in a week i.e., on every Sunday between 10.00 AM and 5.00 PM till filing of the charge sheet.

8. The Criminal Petition is, accordingly, allowed.

Sd/- U. SRI DEVI
ASSISTANT REGISTRAR

//TRUE COPY//

For

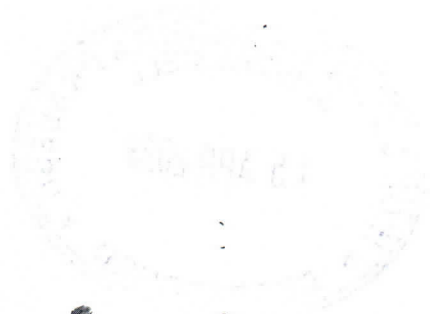
SECTION OFFICER

To,

1. The Station House Officer, PS Kurupam, Parvathipuram Manyam, Vizianagaram, AP.

2. Suresh Vayunandan Reddy, S/o.Anavema Reddy, Senior Manager, AP Grameena Vikas Bank, Regional Office, Parwathipuram, Vizianagaram Dist. (by RPAD)
3. One CC to SRI. S M SUBHAN Advocate [OPUC]
4. Two CCs to PUBLIC PROSECUTOR, High Court of A.P[OUT]
5. One spare copy.

psk



HIGH COURT

SRKJ

DATED:11/04/2023

BAIL ORDER

CRLP.No.2512 of 2023

ALLOWED

