

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

MONDAY, THE EIGHTH DAY OF MAY
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY

CRIMINAL PETITION NO: 2951 OF 2023

Between:

1. Yaganti Naresh, S/o. Srinivasarao, aged 29 years, Occ- Agriculture, R/o. Adigoppula Village, Durgi Mandal, Palnadu District (erstwhile Guntur District). (A3)
2. Pullarao Mukkapati @ Pullaiah, S/o. Pedda Badraiah, aged 33 years, Occ- Agriculture, R/o. D.No.6-171, Adigoppula Village, Durgi Mandal, Palnadu District (erstwhile Guntur District)(A4)
3. Vadlavalli Srinivasa Rao @ Srinu, S/o. China Subbaiah, aged 31 years, Occ- Unemployed, R/o. Adigoppula Village, Durgi Mandal, Palnadu District (erstwhile Guntur District)(A5)
4. Yaganti Venkateswarlu, S/o. Vengaiah, aged 56 years, Occ- Agriculture, R/o. 7-111, Adigoppula Village, Durgi Mandal, Palnadu District (erstwhile Guntur District)(A6)

...Petitioners/Accused Nos.3, 4, 5 & 6

AND

The State of Andhra Pradesh, (Durgi Police Station) Rep. by its Public Prosecutor, High Court of Andhra Pradesh, Amaravathi.

...Respondent

Petition under Section 438 of Cr.P.C, praying that in the circumstances stated in the grounds filed in Criminal Petition, the High Court may be pleased to direct the Respondent Police to enlarge the Petitioners/Accused No. 3, 4, 5 and 6 respectively on bail in the event of their arrest in connection with in Crime No. 25 of 2023 dated 15.04.2023 of Durgi Police Station, Palnadu District.

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 Ancha Panduranga Rao, Advocate for the Petitioner and of Special Asst. Public Prosecutor for the Respondent, the Court made the following;

ORDER:

THE HON'BLE SRI JUSTICE K. SREENIVASA REDDY**CRIMINAL PETITION NO.2951 OF 2023****ORDER:-**

The Criminal Petition, under Section 438 of the Code of Criminal Procedure, 1973, is filed on behalf of the petitioners/A-3 to A-6 to grant anticipatory bail in connection with Crime No.25 of 2023 of Durgi Police Station, Palnadu District.

- 2) A case has been registered against the petitioners and others for the offences punishable under Sections 324, 307 r/w 34 IPC.
- 3) Brief facts of the case are that, on 14.04.2023 at 18.45 hours, due to previous ill-feelings, A1 to A5 and some others attacked the defacto complainant and beat him with iron rod on his stomach and also beat him with stones, hands and legs and thereby caused bleeding injury.
- 4) Heard. Perused the record.
- 5) A perusal of material on record goes to show that, on the date of incident i.e. 14.04.2023, an iftar dinner party was organized. In connection with that, an issue arose between the defacto complainant party and the accused party, and on that, A1 is said to have abused the defacto complainant and all the accused together bet the defacto complainant, resulting the defacto complainant sustained injuries. Learned Special Assistant Public Prosecutor produced a doctor's certificate, where the doctor has not expressed any opinion whether the defacto complainant received simple or

grievous injury. A perusal of the said certificate also goes to show that the defacto complainant received an abrasion and swelling injury on the tempo region, which would not come within the purview of grievous injuries.

6) In the facts and circumstances of the case, this Court is inclined to consider request of petitioner for grant of anticipatory bail.

7) Accordingly, in the event of their arrest in the above crime, the petitioners shall be released on bail on each of them executing a personal bond for a sum of Rs.10,000/- (Rupees ten thousand only), with two sureties each for the like sum to the satisfaction of the arresting police officials and also on condition that the petitioners shall make themselves available for investigation as and when required and that they shall not cause any threat, inducement or promise to the prosecution witnesses. The petitioners shall appear before the Station House Officer concerned twice in a week i.e. on every Wednesday and Friday between 10.00 A.M., and 01.00 P.M. till filing of charge sheet.

8) Accordingly, the Criminal Petition is allowed.

Sd/- S. SRINIVASA PRASAD
ASSISTANT REGISTRAR

//TRUE COPY//

For A

SECTION OFFICER

To,

1. The Station House Officer, Durgi Police Station, Palnadu District.
2. One CC to Sri. Ancha Panduranga Rao, Advocate [OPUC]
3. Two CCs to Public Prosecutor, High Court of AP [OUT]
4. One spare copy.

MSB

HIGH COURT

SRK,J

DATED:08/05/2023

BAIL ORDER

CRLP.No.2951 of 2023

ALLOWED

