

[3327]

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
WEDNESDAY, THE THIRD DAY OF MAY
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY
CRIMINAL PETITION NO: 3080 OF 2023



Between:

1. Tumati Chinna Peraiah, S/o. Ramaiah, Aged about 34 years, R/o. 1-29, Mugachinthalapalem Village, Bollapalli Mandal, Palnadu District.
2. Tumati Chechamma, W/o. Ramaiah, Aged about 54 years, R/o. 1-29, Mugachinthalapalem Village, Bollapalli Mandal, Palnadu District.

Petitioners/Accused Nos. 1 & 2

AND

The State Of Andhra Pradesh, Rep. by its Public Prosecutor, High Court of
A.P.Amaravathi.

Respondent

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 direct release the petitioners on bail in the event of their arrest pursuant to registration of Crime (FIR) No. 47 of 2023 of Bandlamottu Police Station, Palnadu District, pending enquiry and trial.

COUNSEL FOR THE PETITIONERS : SRI MD SALEEM

COUNSEL FOR THE RESPONDENT : PUBLIC PROSECUTOR

THE COURT MADE THE FOLLOWING ORDER

HON'BLE SRI JUSTICE K. SREENIVASA REDDY

Criminal Petition No.3080 of 2023

Order:

This Criminal Petition, under Section 438 Cr.P.C., has been filed by the petitioners/A-1 and A-2, seeking anticipatory bail, in connection with Crime No.47 of 2023 of Bandlamottu Police Station, Palnadu district, registered for the offences punishable under Sections 294-B, 355, 307 read with 34 IPC and Sections 3(1)(r), 3(1)(s) and 3(2)(va) of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act.

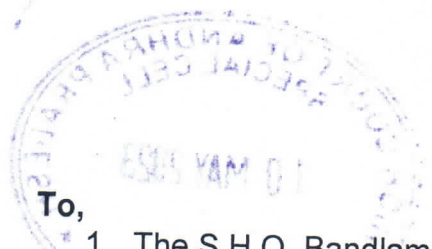
2. Heard. Perused the record.

3. On a perusal of the material on record goes to show that there ensued a quarrel between the petitioners herein/accused and the de facto complainant in respect of affixure of a sticker to the house of the accused in a programme "Maa Nammakam Nuvve Jagan" being conducted by YSRCP party volunteers. The accused are alleged to have abused the de facto complainant in filthy language by touching his caste and beat him with an iron bangle on his head. The de facto complainant himself has categorically stated in the complaint that the injury received by him is simple in nature. There is ambiguity as to whether the allegations would attract the offences alleged or not.

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

- i) In the event of arrest of the petitioners herein in the aforesaid crime, they shall be enlarged on bail on their executing personal bonds for a sum of Rs.10,000/- (Rupees Ten Thousand only) each with two sureties of the like sum each to the satisfaction of the concerned Arresting Officer.
- ii) Petitioners shall cooperate with the investigation and they shall make themselves available for interrogation by a police officer as and when required, and they 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.
- iii) Petitioners shall appear before the Station House Officer concerned once in a week i.e., on every Friday between 10.00 AM and 1.00 PM till filing of the charge sheet.

5. The Criminal Petition is, accordingly, allowed.



//TRUE COPY//

For

Sd/- S. SRINIVASA PRASAD
ASSISTANT REGISTRAR

SECTION OFFICER

1. The S.H.O, Bandlamottu Police Station, Palnadu District
2. One CC to Sri Md Saleem Advocate [OPUC]
3. Two CCs to Public Prosecutor, High Court of AP [OUT]
4. One spare copy

HIGH COURT

SRKJ

DATED:03/05/2023

BAIL ORDER

CRLP.No.3080 of 2023

ALLOWED

