

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
TUESDAY, THE THIRTY FIRST DAY OF JANUARY
TWO THOUSAND AND TWENTY THREE



:PRESENT:

THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY
CRIMINAL PETITION NO: 436 OF 2023

Between:

N.Sharada @ Pappu Sarada, W/o. N. Sisindri @ Shashi, Age 24 years, R/o.
Mutalam, H/o. Gantavaripalli, VedurukUppam Mandal, Chittoor District

Petitioner/Accused No.8

AND

The State of Andhra Pradesh, rep by its Public Prosecutor, High Court of
Andhra Pradesh, At Amaravati

Respondent/Complainant

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 release the petitioners/accused No.8 on bail in the event of her arrest in connection with Crime No. 122/2022 of Yerravaripalem Police Station, Tirupati District.

COUNSEL FOR THE PETITIONER : SRI D PURNACHANDRA REDDY

COUNSEL FOR THE RESONDENT : PUBLIC PROSECUTOR

The Court made the following

ORDER:

THE HON'BLE SRI JUSTICE K. SREENIVASA REDDY**CRIMINAL PETITION NO.436 OF 2023****ORDER:**

The Criminal Petition, under Section 438 of the Code of Criminal Procedure, 1973, is filed on behalf of the Petitioner/Accused No.8 to grant anticipatory bail in connection with Crime No.122 of 2022 of Yerravaripalem Police Station, Tirupathi District.

2) A case has been registered against the petitioner and others for the offences punishable under Sections 20(1) (d) (i) r/w 20(1) (c) (ii) (iii) (iv) (ix) and (x), 36 r/w 32A of the A.P.Forest Act, 2016, Section 3 of the Prevention of Damage to Public Property Act, 1985 and Section 55(2) r/w 3, 4 & 6 of the Bio-Diversity Act, 2002.

3) Brief facts of the case are that, on 15.12.2022 at 11.30 a.m., the police arrested A1 to A5 and seized Toyota Corolla Car loaded with 6 red sander logs, weighing 93 Kgs 500 grams, a Pulsar motor cycle bearing No.KA 53 HF 8506, 12 promissory notes and a non-judicial stamp paper worth Rs.20/- at Yelamanda Cross, on Yelamanda Usthikayalapenta Road, H/o Yelamanda, YV Palem Mandal, Tirupati District and that the accused confessed that they committed theft of the said red sander logs from Seshchalam Reserve Forest for smuggling, illegally. The contraband, along with vehicles and other material, was seized under the cover of a Maharzanama.

4) Heard. Perused the record.

5) On perusal of record, it is clear that the petitioner was not secured at the scene of offence. Basing on the confessional statement of co-accused, name of the petitioner i.e. A8, is said to be figured in the F.I.R.

6) In view of above 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 her arrest in the above crime number, the petitioner shall be released on bail on executing a personal bond for a sum of Rs.10,000/- (Rupees ten thousand only), with two sureties for the like sum to the satisfaction of the arresting police officials and the petitioner shall make herself available for investigation as and when required and that she shall not cause any threat, inducement or promise to the prosecution witnesses.

The petitioner shall appear before the Station House Officer concerned once in a week i.e., on every Sunday between 10.00 a.m. and 05.00 p.m., till filing of the charge sheet.

8) Accordingly, the Criminal Petition is allowed.

//TRUE COPY//

Sd/- M. SRINIVAS
ASSISTANT REGISTRAR

For A SECTION OFFICER

To,

1. The Station House Officer, Yerravaripalem Police Station, Tirupati District.
2. One CC to SRI. D PURNACHANDRA REDDY Advocate [OPUC]
3. Two CCs to Public Prosecutor, High Court of A.P. [OUT]
4. One spare copy

npc

HIGH COURT

SRKJ

DATED:31/01/2023

BAIL ORDER

CRLP.No.436 of 2023

ALLOWED

