

THE HON'BLE SRI JUSTICE K.SURESH REDDY

CRIMINAL PETITION No. 4533 OF 2023

ORDER:

The present criminal petition, under Section 438 Cr.P.C., is filed by the petitioner-accused No. 4 seeking his release on bail in the event of arrest in crime No. 197 of 2023 of Anantapur I Town Police Station, Ananthapuram District, registered for the offence punishable under Section 306 read with Section 34 IPC.

2. Heard Sri Akurathi Rama Krishna, learned counsel appearing for the petitioner-accused No. 4, and learned Special Assistant Public Prosecutor appearing for the respondent-State.

3. Case of the prosecution is that *de facto* complainant and her husband, who were residents of Guntur District, migrated to Ananthapuram about 30 years back and they have been living in Ananthapuram by running a publication shop at Kamala Nagar. *De facto* complainant has got an agricultural land in an extent of Ac. 5.68 cents in survey No. 102-1-B of Kurugunta Village, Ananthapuram Mandal, having purchased the same about 20 years back. Title deeds and other revenue records are in the name of *de facto* complainant. While so, accused Nos. 1 to 3 were trying to

manipulate revenue records with the help of the petitioner-accused No. 4 who is a Revenue Inspector and were trying to knock away the agricultural land belonging to *de facto* complainant. On that, *de facto* complainant approached the offices of Tahsildar and Revenue Divisional Officer but there was no response. Ultimately, on 16-06-2023, husband of *de facto* complainant committed suicide by hanging himself to a ceiling fan at his house. During the course of investigation, the police arrested accused Nos. 1 to 3 and remanded them to judicial custody.

4. Learned counsel for the petitioner-accused No. 4 contends that except the allegation made by *de facto* complainant, there is nothing on record to connect the petitioner with the alleged offence and that the department already conducted an inquiry against the petitioner, in which it is clearly stated that no changes have been made in revenue records and till today the name of *de facto* complainant is shown in revenue records as the owner of the subject land and therefore requests this Court to grant anticipatory bail to the petitioner-accused No. 4.

5. Learned Special Assistant Public Prosecutor, on the other hand, produced a copy of the suicide letter said to have been written by the deceased, in which it is stated that accused Nos. 1 to 3 along with the petitioner-accused No. 4 were trying to manipulate revenue records, and that accused Nos. 1 to 3 and 5 were already arrested and remanded to judicial custody.

6. In that view of the matter, this Court is inclined to grant anticipatory bail to the petitioner-accused No. 4.

7. In the event of his arrest in crime No. 197 of 2023 of Anantapur I Town Police Station, the petitioner-accused No. 4 is ordered to be enlarged on bail on his executing a personal bond for Rs.25,000/- with two sureties for the like sum each to the satisfaction of the Station House Officer, Anantapur I Town Police Station, Ananthapuram District.

8. Accordingly, the criminal petition is allowed.

JUSTICE K.SURESH REDDY

Date: 13-07-2023,

JSK

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DATE: 13TH JULY, 2023

JSK