

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

[3311]

WEDNESDAY, THE FIRST DAY OF MARCH
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE MS JUSTICE B S BHANUMATHI

CRIMINAL PETITION NO: 630 OF 2023

Between:

Valisetti Nagamani, W/o. Satyanarayana, Hindu, aged 40 years, R/o Thontikonda
Village, Gokavaram Mandal

AND

Petitioner/Accused

The State of Andhra Pradesh, Rep. by its Public Prosecutor, High Court of
Andhra Pradesh at Amaravathi

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 grant Anticipatory bail to the petitioner, directing the arresting officer to release him on bail in the event of their arrest in connection with FIR No. 321/2022 of Gokavaram P.S,

COUNSEL FOR THE PETITIONER : SRI B PARAMESEWARA RAO

COUNSEL FOR THE RESPONDENT : ASSISTANT PUBLIC PROSECUTOR

THE COURT MADE THE FOLLOWING ORDER



THE HON'BLE MS JUSTICE B.S.BHANUMATHI**Criminal Petition No.630 of 2023****ORDER :**

This Criminal Petition is filed seeking anticipatory bail under Sections 438 of the Code of Criminal Procedure, 1973 ('CrPC') to petitioner/A.2 in Crime No.321 of 2022 of Gokavaram police station registered for the offence punishable under Section 7 (B) r/w 8 (A) r/w 8 (B) of AP Prohibition (Amendment) Act on the allegation that the other co-accused distributed the ID liquor to the petitioner.

2. Heard learned counsel for the petitioner/A2 and the learned Assistant Public Prosecutor representing the respondent/State.

3. Learned counsel for the petitioner submitted that expect confession of other co-accused, there is no material to implicate this petitioner in this offence.

4. Learned Assistant Public Prosecutor opposed the petition stating that she is habitual offender and involved in other Crimes No.230 of 2019, 321 of 2022 of Gokavaram Police station and Crimes No.295 of 2017, 468 of 2021 and 55 of 2022 of Korukonda Police Station and that the charge sheet is yet to be filed.

5. In reply, learned counsel for the petitioner submitted that in such cases, she has been granted bail and moreover, he

requested the Court that she is a woman and has to make her living to support her family.

6. Considering the fact that except the alleged confession of other co-accused, no material is found in the present case and it is not shown that her arrest is required for the purpose of investigation, ²and the petitioner can be granted anticipatory bail.

7. In the result, the petition is allowed. The petitioner/A.2 shall be released on her furnishing personal bond for Rs.25,000/- (Rupees twenty five thousand only) with two sureties for the like amount each, to the satisfaction of the Station House Officer, Gokavaram Police Station.

- i. the petitioner/A.2 shall be available for investigation as and when required by the Investigating Officer;
- ii. the petitioner 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 Investigating or Police Officer.

Pending miscellaneous applications, if any, shall stand closed.

SD/-B.PRASADA RAO
ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. The Principal Sessions Judge's court, East Godavari, Rajamahendravaram.
2. Station House officer, Gokavaram P.S, East Godavari District.
3. One CC to Sri B Paramesewara Rao Advocate [OPUC]
4. Two CCs to Public Prosecutor, High Court of AP [OUT]
5. One spare copy

HIGH COURT

BSB,J

DATED:01/03/2023

BAIL ORDER

CRLP.No.630 of 2023

DIRECTION

