

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

MONDAY, THE TENTH DAY OF FEBRUARY, TWO THOUSAND AND TWENTY THREE

: PRESENT :

THE HONOURABLE MS JUSTICE B.S. BHANUMATHI

I.A No. 2 of 2023

IN

CRL.P.No. 431 of 2023



Between :-

Janampeta Shiva Raj Goud, S/. Ananthaiah Goud, Hindu, aged 33 years,
R/o. D.No. 4-34, Cherlaguda, Shabad Mandal, Ranga Reddy District.

...Petitioner/Accused No.32.

AND

The State of Andhra Pradesh, Rep. by Public Prosecutor,
Rep. by Addl. Deputy Commissioner of Police, Crimes,
Vijayawada City.

...Respondent/Complainant.

Petition under Section 482 of Cr.P.C praying that in the circumstances stated in the memorandum of grounds filed along with the main Crl. Petition, the High Court may be pleased to relax the condition of appearance before the Cyber Crime Police Station, Vijayawada, Krishna District on every day between 10 : 00 AM and 1.00 p.m. as imposed by this Hon'ble Court in orders dated 27-01-2023, in Crl.P.No. 431 of 2023.

Crl.P.No. 431 of 2023 :-

Petition filed 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 enlarge the Petitioner/Accused No.22, on Regular Bail in Crime No. 51/2022, dated 22.11.2022, on the file of Cyber Crime Station, Vijayawada City, Krishna District.

The petition coming on for hearing, upon perusing the petition and the grounds filed in the Crl.P, and the Orders of the High Court dated 27-01-2023 made in Crl.P.No. 431 of 2023 and upon hearing the arguments of Sri S. Bala Mohan Ranga, Advocate for the Petitioner, the Asst. Public Prosecutor for the Respondent/State, the Court made the following

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ORDER :-

"This application is filed seeking to relax the condition of appearance before the Cyber Crime Police Station, Vijayawada, on every day between 10.00 A.M. and 1.00 P.M. till filing of the charge sheet, imposed while granting bail to the petitioner vide orders dated 27.01.2023 in CrI.P.No.431 of 2023, in Crime No. 51 of 2022 of Cyber Crime Police Station, Vijayawada City, Krishna District.

Learned counsel for the petitioner contended that the condition of appearance of the petitioner/A.22 before the concerned Station House Officer on every day has become onerous as his mother expired on 27.01.2023 and he, being the elder son, has to attend the death ceremonies of his mother, further, the petitioner is the only bread earner of his family. He further submitted that since the petitioner is attending before the Station House Officer, Vijayawada, he is unable to attend his mother's death ceremonies.

Learned Assistant Public Prosecutor opposed complete relaxation of the condition and requested to direct him to attend the concerned Station House Officer once in a week as directed in similarly placed persons/accused.

Considering the facts and circumstances submitted on both sides, this court is of the opinion that the condition of appearance can be relaxed by directing the petitioner/A.22 to appear before the Station House Officer, Cyber Crime Police Station, Vijayawada, on every Sunday between 10.00 A.M. and 5.00 P.M. until further orders or till the charge sheet is filed, whichever is earlier.

Accordingly, the application is ordered."

Sd/- S. SRINIVASA PRASAD,
ASSISTANT REGISTRAR

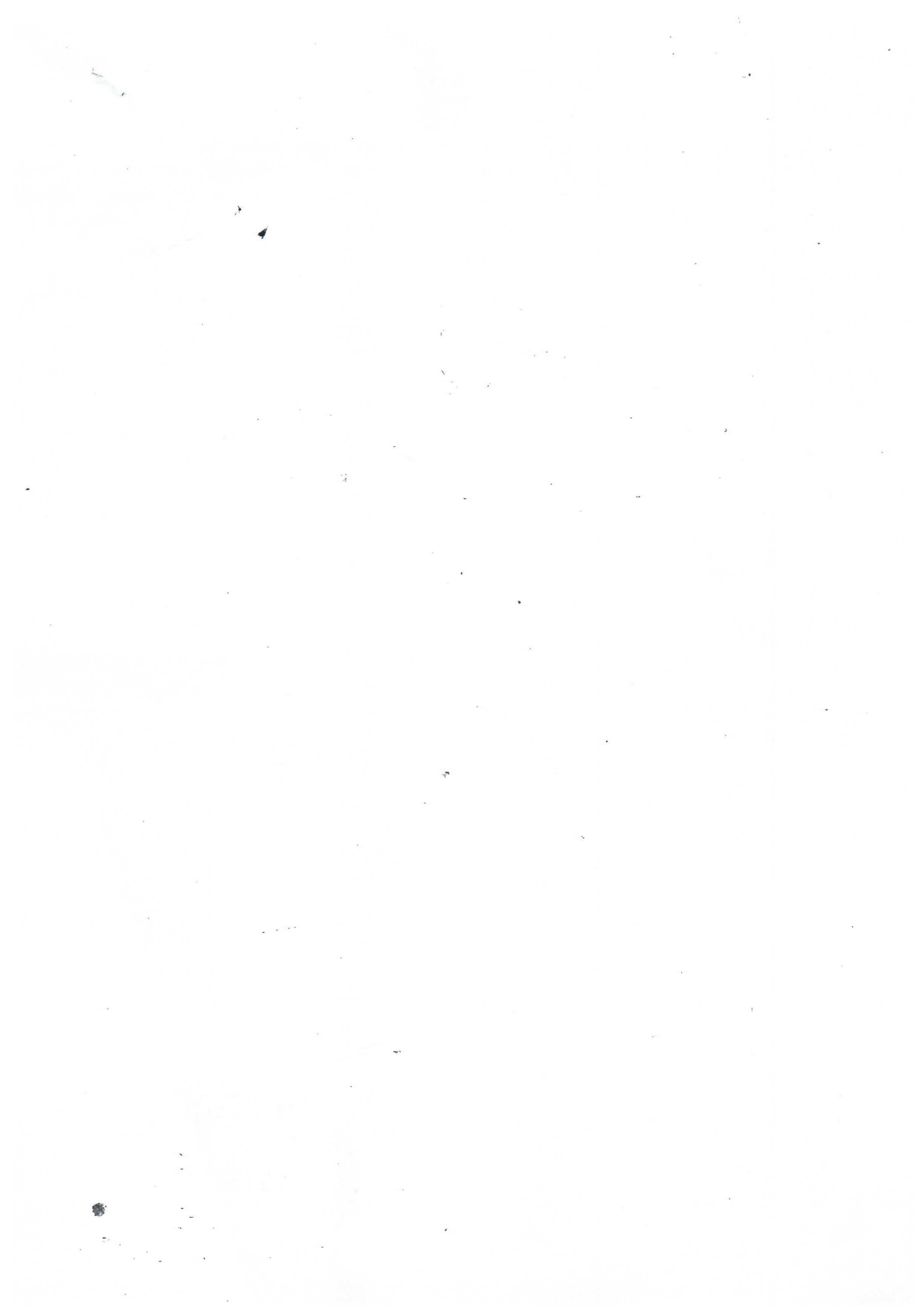
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SECTION OFFICER

To

- 1.The Special Judge for Trial of APPDFE Act Cases-cum-Metropolitan Sessions Judge At Vijayawada.
- 2.The Station House Officer, Cyber Crime Police Station, Vijayawada.
- 3.The Superintendent, Sub-Jail, Vijayawada, NTR District.
- 4.One CC to Sri S. Bala Mohan Ranga, Advocate [OPUC]
- 5.Two CC's to Public Prosecutor, High Court of A.P [OUT]
- 6.One spare copy

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HIGH COURT

BSB,J

DATED: 10-02-2023

ORDER

I.A No. 2 of 2023
IN
CRLP.No.431 of 2023

ORDERED

