

[3311]

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
THURSDAY, THE NINETEENTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE MS JUSTICE B S BHANUMATHI

IA No. 2 OF 2023
IN
CRLA NO: 367 OF 2023



Between:

Thanneeru Venu, s/oJagan @ Venkateswarlu, aged 33years, Vaddera by Caste
Ulavapadu village and Mandal, Andhra Pradesh.

...Appellant/A1
(Petitioner in CRLA 367 OF 2023
on the file of High Court)

AND

The State of Andhra Pradesh, through the S.H.O, Nadendla Police Station, Guntur
District represented by, Public Prosecutor, High Court of Andhra Pradesh,
Amaravathi

...Respondent/Complainant
(Respondents in-do-)

Counsel for the Petitioner :INAKOLLU VENKATESWARLU

Counsel for the Respondent :PUBLIC PROSECUTOR (AP)

Petition under Section 389(1) of Cr.P.C is filed praying that in the circumstances stated in memorandum of grounds of criminal appeal, the High Court may be pleased to grant bail to the petitioner suspending the sentence imposed against him in the judgment dt.09.03.2023 in SC No. 245 of 2016 on the file of VIIIth Additional District and Sessions Judge, Prakasam District at Ongole, Pending disposal of CRLA No. 367 of 2023, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the memorandum of grounds filed in support thereof and the order of the High Court dated 12.05.2023 made in I.A.No.1 of 2023 and upon hearing the arguments of Sri INAKOLLU VENKATESWARLU Advocate for the Appellant and of Public Prosecutor for Respondent, the Court made the following

ORDER

"This I.A. is filed under Section 389(1) Cr.P.C to enlarge the petitioner on bail by suspending the sentence imposed against him in the judgment dated 09.03.2023 in SC.No.245 of 2016 on the file of VIII Additional District & Sessions Judge, Prakasam District, Ongole pending disposal of CRLA.No.367 of 2023 on the file of this Court.

The learned counsel for the petitioner submitted that the petitioner has good grounds to succeed in the appeal and that earlier when I.A.No.1 of 2023 is disposed he could not place sufficient material to establish prima facie good

grounds to win the appeal and whereas now it can be seen from Ex.P.12 shows that the deceased set ablaze by herself with fire on quarrel with husband and mother-in-law.

The learned Assistant Public Prosecutor submitted that there is no change of circumstances from the date of disposal of earlier application in I.A.No.1 of 2023, however he submitted that the conduct of the petitioner is satisfactory.

In view of the submissions made on both sides and it would take further time for final disposal of the Criminal Appeal due to pendency of old matters, the petitioner can be conditionally enlarged on bail by suspending the substantive sentence of imprisonment.

In the result, I.A.No.2 of 2023 is allowed, subject to the following conditions:

- (i) The petitioner shall execute a personal bond for a sum of Rs.25,000/- (Rupees Twenty Five Thousand only) with two sureties for a like sum each to the satisfaction of the VIII Additional District & Sessions Judge, Prakasam District, Ongole.
- (ii) (ii) The petitioner shall appear before the Station House Officer, Ulavapadu Police Station, Prakasham District between 10:00 A.M and 1:00 P.M once in the first week of November, February, May, August every year until the disposal of Criminal Appeal or any further orders by this Court, whichever is earlier."

Sd/- K. J. RAJA BABU
ASSISTANT REGISTRAR

//TRUE COPY//

For /

SECTION OFFICER

To,

1. The VIIIth Additional District & Sessions Judge, Prakasam District .
2. The Superintendent, Central Jail, Nellore.
3. The Station House Officer, Nadendla Police Station, Guntur District.
4. The Station House Officer, Ulavapadu Police Station, Prakasam District.
5. One CC to Sri. Inakollu Venkateswarlu, Advocate [OPUC]
6. Two CCs to Public Prosecutor, High Court of AP [OUT]
7. One spare copy

psk



HIGH COURT

BSBJ

DATED:19/10/2023

LIST ON 30.11.2023

ORDER

**IA No. 2 OF 2023
IN
CRLA NO: 367 OF 2023**

DIRECTION

