

**IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION**

**Criminal Appeal No 628 of 2020**  
(Arising out of SLP (Crl) No 2554 of 2020)

**Chirra Nagaraj**

**Appellant(s)**

**Versus**

**State of Telangana**

**Respondent(s)**

**ORDER**

- 1 Leave granted.
- 2 This appeal arises from an order of the Telangana High Court dated 4 May 2020 declining to grant Anticipatory Bail to the appellant under Section 438 of the Code of Criminal Procedure 1973. FIR 96/2020 has been registered against the appellant under Sections 417, 420, 506 and 376(2)(n) read with Section 109 of the Indian Penal Code and Sections 3(1)(r) and (s) and 3(2)(v) (a) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Amendment Act 2015.
- 3 The High Court, while declining anticipatory bail, directed the appellant to surrender before the concerned court within thirty days of the date of the order or immediately after the lock down period is over, whichever is earlier, and file an application for regular bail.
- 4 The submission of the appellant is that the relationship between the appellant and the complainant is of a consensual nature. Moreover, it has

been submitted that the complaint at Annexure P-1 does not indicate even *prima facie* that the provisions of the SC & ST Act would stand attracted.

- 5 On 9 June 2020, this Court issued notice and granted an interim stay of arrest of the appellant. Pursuant to the notice issued by the Court, Ms Bina Madhavan, learned counsel has entered appearance on behalf of the State of Telangana.
- 6 Having heard learned counsel for the parties, we are of the view that the interim order should be confirmed. We, accordingly, direct that in the event of the arrest of the appellant, he shall be released on bail, subject to such terms and conditions as may be imposed by the trial court.
- 7 The appeal is accordingly disposed of.
- 8 Pending applications, if any, stand disposed of.

.....J.  
**[Dr Dhananjaya Y Chandrachud]**

.....J.  
**[Indu Malhotra]**

.....J.  
**[K M Joseph]**

New Delhi;  
September 23, 2020  
CKB

ITEM NO.9 Court 3 (Video Conferencing) SECTION II

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Crl.) No.2554/2020

(Arising out of impugned final judgment and order dated 04-05-2020 in CRLP No.2069/2020 passed by the High Court for The State of Telangana at Hyderabad)

CHIRRA NAGARAJ

Petitioner(s)

VERSUS

THE STATE OF TELANGANA

Respondent(s)

(With appln.(s) for interim relief, exemption from filing c/c of the impugned judgment, exemption from filing O.T., exemption from filing affidavit and exemption from filing paper books)

Date : 23-09-2020 These matters were called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE D.Y. CHANDRACHUD  
HON'BLE MS. JUSTICE INDU MALHOTRA  
HON'BLE MR. JUSTICE K.M. JOSEPH

For Petitioner(s)

Mr. Somanatha Padhan, AOR

For Respondent(s)

Ms. Bina Madhavan, Adv.  
Mr. S. Udaya Kumar Sagar, AOR  
Ms. Swati Bhardwaj, Adv.

UPON hearing the counsel the Court made the following  
O R D E R

- 1 Leave granted.
- 2 The appeal is disposed of in terms of the signed order.
- 3 Pending applications, if any, stand disposed of.

(CHETAN KUMAR)  
AR-cum-PS

(SAROJ KUMARI GAUR)  
BRANCH OFFICER

(Signed order is placed on the file)