

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

**THURSDAY, THE SECOND DAY OF JUNE
TWO THOUSAND AND TWENTY TWO**

**PRESENT
THE HONOURABLE SRI JUSTICE N.TUKARAMJI**

CRIMINAL PETITION NO: 4498 OF 2022

Between:

Dayyala Beeraiah, S/o. Pedda Mallaiah,

...PETITIONER/ACCUSED NO.3

AND

The State of Telangana, through S.H.O of P.S. Kodimial, Rep by Public Prosecutor,
High Court for the State of Telangana at Hyderabad.

...RESPONDENT

Petition under Section 438 of Cr.P.C praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to grant anticipatory bail to the petitioner/Accused No.3, in the event of his arrest in Crime no. 75/2022 dated 13/04/2022, Under Section 341, 307, 506 R/w 34 of IPC, on file of kodimial P.S., Jagtial District, and pass such other order or orders as this Hon'ble Court deems fit and proper in the circumstances of the case.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri ERIGI GANESH, Advocate for the Petitioner and of the Additional Public Prosecutor on behalf of the sole Respondent.

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE N.TUKARAMJI

CRIMINAL PETITION No.4498 of 2022

ORDER:

This Criminal Petition is filed by the petitioner/accused No.3 seeking pre-arrest bail in Crime No.75 of 2022 on the file of Kodimial Police Station, Jagtial District, registered for the offences punishable under Sections 307, 341 and 506 read with 34 of I.P.C.

2. It is alleged that on 13.04.2022, the petitioner/Accused No.3 along with other accused wrongfully restrain the brother of *de facto* complainant, beat him indiscriminately with sticks over his right chest, left shoulder and on anterior of head and threatened with dire consequences.

3. Learned counsel for the petitioner denied the allegations and pleaded that the petitioner is no way involved in the offence, but falsely implicated in this case. However, the petitioner is suffering from old age ailments and apprehending arrest by the police, hence and prayed for grant of anticipatory bail.

4. Learned Assistant Public Prosecutor submits that the police report is disclosing specific reference of petitioner and his overt acts in commission of the offence. Further, the investigation is still pending.

5. I have perused the record. The record is suggesting obvious acts of the petitioner in the alleged offence and petitioner has not able to point any circumstance to depict prosecution case is inherently doubtful or false implication. As there is *prima facie* case, and in absence of any tenable ground, this Court is of the opinion that the petitioner is not entitled for discretionary relief of anticipatory bail.

6. Accordingly, the Criminal Petition dismissed.

Miscellaneous petitions, if any, pending shall stand closed.

Sd/-P.PADMANABHA REDDY
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1. The Court of II Additional Judicial First Class Magistrate, at Jagtial.
2. The Station House Officer, Police Station, Kodimial, Jagtial District.
3. Two CCs to the Public Prosecutor, High Court for the State of Telangana, Hyderabad (OUT)
4. One CC to Sri Erigi Ganesh, Advocate (OPUC)
5. Two CD Copies
6. One Spare Copy

Kj.

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HIGH COURT

DATED:02/06/2022



ORDER

CRLP.No.4498 of 2022

DISMISSING THE CRL.P.

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9/6/22