

**IN THE COURT OF SPECIAL JUDGE FOR TRIAL OF OFFENCES
UNDER THE PROTECTION OF CHILDREN FROM SEXUAL
OFFENCES ACT (POCSO ACT), GUNTUR.**

Present: **Sri K. S. Ramakrishna Rao,**
Special Judge for POCSO Act cases,
Guntur.

Saturday, this the 22nd day of October, 2022

Crl.M.P.No.1575/2022
in
Cr.No.123/2022
of Vedullapalli Police Station

Between:

Akkala Subrahmanyam Reddy @ Subbu, S/o.Srinivasa Reddy @ Kata Maistrhri,
24 yrs, R/o.Bethapudi village, Bapatla mandal and District.

...Petitioner/Accused

A N D

The State : SHO, Vedullapalli PS.

...Respondent/Complainant

This Petition came up on 21.10.2022 for hearing before me in the presence of Sri C.D.Bhagavan, learned Counsel for the Petitioner/Accused and the learned Special Public Prosecutor for the Respondent/Complainant and having heard both sides and having perused the record, this Court made the following:

O R D E R

1. This is bail petition filed under Sec.437 & 439 of Cr.P.C., by the petitioner/Accused in Cr.No.123/2022 of Vedullapalli Police Station under Sec.366, 376(3) of IPC and Sec.3 r/w 4(2) of POCSO Act, seeking an order to release him on bail.

2. The averments of the petition in brief are that the petitioner is innocent and he is nothing to do with the offence. As per prosecution case, the accused befriended with victim girl who was aged about 12 years and had sexual intercourse. On 16.9.2022 the accused took away the victim to Chirala and tied mangalasutram in front of temple. In the meanwhile father of victim gave complaint to the police. Basing on it, police registered the above case and arrested the accused on 20.9.2022 and since then he has been in judicial custody. Hence, the petitioner got filed this present petition.

3. The learned Special Public Prosecutor opposed this petition.

4. At the event of enquiry, heard the learned counsel for the petitioner and learned Special Public Prosecutor. Police submitted case diary.

5. Now the point for determination is, **whether the petitioner is entitled for the relief as prayed for?**

6. The case of the petitioner/Accused is that he is innocent and he is nothing to do with the offence. As per prosecution case, the accused befriended with victim girl who was aged about 12 years and had sexual intercourse and on 16.9.2022 the accused took away the victim to Chirala and tied mangalasutram in front of temple. On complaint, police registered the above case and arrested the petitioner/Accused on 20.9.2022 and since then he has been in judicial custody. The learned Special Public Prosecutor submitted that investigation is not completed.

7. As per record, the petitioner/accused befriended with victim girl who was aged about 12 years and had sexual intercourse. On 16.9.2022 the petitioner/accused took away the victim to Chirala and tied mangalasutram in front of temple. As per petitioner/Accused, he did not commit any offence. The learned counsel for petitioner submitted that the petitioner/Accused was falsely implicated in this case. The learned Special Public Prosecutor submitted that investigation is going on. Having regard to the seriousness of offence and non-completion of investigation, I am of considered opinion that it is not fit case to enlarge the petitioner/Accused on bail. The point is answered accordingly.

8. **In the result**, petition is dismissed.

Typed to my dictation directly on computer, corrected and pronounced by me in open Court, this the 22nd day of October, 2022.

Sd/- Sri K. S. Ramakrishna Rao
**Special Judge for POCSO Act cases,
Guntur.**

Copies to:

- 1) The SHO, Vedullapalli Police Station
- 2) The Special Public Prosecutor, Special Court for trial of offences under the Protection of Children from Sexual offences Act (POCSO Act), Guntur.
- 3) Sri C.D.Bhagavan, learned counsel for the petitioner.