

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI ✓



THURSDAY, THE TWENTY FIFTH DAY OF APRIL ✓

TWO THOUSAND AND TWENTY FOUR ✓

:PRESENT: ✓

THE HONOURABLE SRI JUSTICE K SURESH REDDY ✓

AND ✓

THE HONOURABLE SRI JUSTICE B V L N CHAKRAVARTHI ✓

IA No. 1 OF 2024 ✓

IN ✓

CRLA NO: 2466 OF 2018 ✓

Between:

Golla Sunitha, W/o G R Maruthi, Aged about 23 years, R/o Suddakuntapalli Village, Ramagiri Mandal, Now at Nuthimadugu Village, Kambadur Mandal, Ananthapuramu District. ✓

...Petitioner/Appellant ✓

AND

The State of Andhra Pradesh, rep. by Public Prosecutor, High Court of Andhra Pradesh at Amaravati, Nelapadu Village, Thulluru Mandal, Guntur District. ✓

...Respondent/Complainant

Petition under Section 389(i) of Cr.P.C., praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to grant bail by suspending the operation of conviction and sentence imposed by the calendar and Judgment Dt: 13-07-2018 in Spl.S.C. No. 249 of 2016 passed by the Hon'ble III Additional Sessions Judge (Fast Tract Court), Ananthapuramu, pending disposal of CRLA No. 2466 of 2018, on the file of the High Court. ✓

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of

M/s Gouthami Surapareddy, Advocate for the Appellant and of Public Prosecutor for the Respondent ✓

The Court made the following ✓

ORDER:

“The present application is filed by the petitioner/appellant/Accused under Section 389 (1) of Cr.P.C., seeking her release on bail by suspending the sentence of imprisonment imposed by the learned III Additional Sessions Judge, (FTC), Ananthapuramu, vide Special S.C.No.249 of 2016, dated 13.07.2018, pending the present Criminal Appeal before this Court. ✓

2. The learned counsel for the petitioner/appellant contends that immediately after pronouncement of judgment, the petitioner/appellant/Accused was taken into custody and she is undergoing imprisonment in Special Prison for Women, Kadapa. He further contends that the petitioner/appellant/Accused has already served six (06) years of actual sentence. The learned counsel for the petitioner/appellant further contends that as the appeal is of the year-2018, it takes some more time to come up for "Final Hearing". As such, she requests this Court to enlarge the petitioner/appellant/Accused on bail in terms of the order passed by the Combined High Court in Batchu Rangarao and others Vs The State of Andhra Pradesh (Crl.A.M.P.No.1687 of 2016 in Crl.A.No.607 of 2011). ✓

3. On the other hand, the learned Public Prosecutor, on instructions, states that the case of the petitioner/appellant/Accused has not fallen within the prohibitory categories envisaged in the above referred judgment. ✓

4. In view of the same, this Court is inclined to enlarge her on bail by suspending the sentence of imprisonment imposed by the learned Sessions Judge pending the present Criminal Appeal. ✓

5. The petitioner/appellant/Accused is directed to be released on bail on her executing a personal bond for Rs.10,000/-(Rupees Ten Thousand

only) with two (02) sureties for a like sum each to the satisfaction of the learned Judicial Magistrate of First Class, Kalyandurg. ✓

6. The petitioner/appellant/Accused is directed to report before the Station House Officer concerned, once in a month i.e., 1st of every month. The petitioner/appellant/Accused is also directed to appear before this Court whenever the case stands posted for hearing.

7. The petitioner/Appellant/Accused is further directed not to create/cause any law and order problem during ensuing General Elections. In case of defiance of any of the above conditions, prosecution is at liberty to file an application for cancellation of bail.

8. Accordingly, with the above directions, this application is allowed." ✓

//TRUE COPY//

Sd/- M. PRABAKAR RAO
ASSISTANT REGISTRAR


SECTION OFFICER

To,

1. The Judicial Magistrate of I Class, Kalyandurg, Ananthapuramu District. ✓
2. The III Additional Sessions Judge (Fast Tract Court), Ananthapuramu.
3. The Superintendent, Special Prison for Women, Kadapa. ✓
4. The Station House Officer, Kambadur Police Station, Ananthapuramu District. ✓
5. One CC to M/S. GOUTHAMI SURAPAREDDY Advocate [OPUC]
6. Two CCs to PUBLIC PROSECUTOR, High Court of A.P., Amaravati.[OUT]
7. One spare copy.

PSD

HIGH COURT

KSR,J

&

BVLNC,J

DATED:25/04/2024

BAIL ORDER

I.A.NO.1 OF 2024

IN

CRLA.No.2466 of 2018

ALLOWED

