

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

WEDNESDAY, THE FIFTH DAY OF JANUARY
TWO THOUSAND AND TWENTY TWO

:PRESENT:**THE HONOURABLE SRI JUSTICE A.RAJASHEKER REDDY**

And

THE HONOURABLE SRI JUSTICE M.LAXMAN**IA No. 1 OF 2022****IN****CRLA NO: 46 OF 2021****Between:**

Shaik Iqbal Hussain @ Iqbal, S/o.Ahmed Hussain

...Petitioner/Appellant/Accused
(Appellant in CRLA 46 OF 2021
on the file of High Court)

AND

State of Telangana, Rep. by its Public Prosecutor, High Court of Telangana,
Hyderabad.

...Respondent
(Respondent in-do-)

Counsel for the Petitioner : SRI D KODANDARAMI REDDY**Counsel for the Respondent : ADDL. PUBLIC PROSECUTOR**

Petition under Section 389(1) of Cr.P.C praying that in the circumstances stated in the grounds filed in the Crl.A., the High Court may be pleased to grant interim bail for a period of 10 days by suspending the sentence imposed in S.C.No.299/2016 dt.05-01-2021 on the file of the IV Additional Metropolitan Sessions Judge, Hyderabad, Telangana, Pending disposal of CRLA No. 46 of 2021, on the file of the High Court.

The Court made the following

ORDER

This application, under Section 389 (1) Cr.P.C., is filed by the petitioner/Accused seeking to grant interim bail for a period of 10 days by suspending the sentence of imprisonment imposed against him in S.C.No.299 of 2016 dated 05.01.2021.

Heard the learned counsel for the petitioner/Accused, learned Additional Public Prosecutor appearing for the respondent/State and perused the record.

Learned counsel for the petitioner submits that the petitioner/accused has to attend 40th day ceremony of his mother, who died on 11.12.2021.

Learned Additional Public Prosecutor, on instructions, submits that the petitioner/accused is 5th son and has seven sisters and three surviving brothers, as such, his presence is not required.

But the fact remains that 40th day ceremony of the mother of the deceased is stated to be held on 19.01.2022 and the same is not disputed by the learned Additional Public Prosecutor and that the petitioner wants to attend the said ceremony.

Petitioner wants to attend 40th day ceremony of his mother and on that assertion, we are inclined to grant interim bail for three days for attending said ceremony on 19.01.2022.

Under these circumstances, the petitioner/accused is directed to be released on interim bail on 18.01.2022, subject to the following conditions:

1. The petitioner/accused shall be released on bail on 18.01.2022, till 21.01.2022.

2. The petitioner/accused shall surrender before the Superintendent of Central Prison, Chenchalguda, Hyderabad on or before 5.00 p.m at 21.01.2022.
3. The petitioner/Accused shall execute personal bond for a sum of Rs.25,000/- (Rupees twenty five thousand only) to the satisfaction of the Superintendent of Central Prison, Chenchalguda, Hyderabad.
4. The petitioner/Accused shall not indulge in criminal activities during the period of suspension of sentence of imprisonment.

Accordingly, this application is allowed.

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SD/- I. NAGA LAKSHMI
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The IV Additional Metropolitan Sessions Judge, Hyderabad, Telangana
2. The Station House Officer, Police Station, Nallakunta, Hyderabad
3. The Superintendent, Central Prison, Chenchalguda, Hyderabad (by Spl. Messenger)
4. Two CCs to the Public Prosecutor, High Court for the State of Telangana, Hyderabad (OUT)
5. One CC to Sri D Kodandarami Reddy Advocate [OPUC]
6. Two spare copies

HIGH COURT

**ARRJ
&
MLJ**

DATED:05/01/2022

ORDER

**IA NO.1 OF 2022
IN
CRLA.No.46 of 2021**

BAIL

