

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD



2021:TSHC:28351

MONDAY, THE FIRST DAY OF NOVEMBER  
TWO THOUSAND AND TWENTY ONE

PRESENT

THE HON'BLE Dr. JUSTICE SHAMEEM AKTHER

CRIMINAL PETITION Nos.4523, 4524 AND 4525 OF 2012

CRIMINAL PETITION No. 4523 OF 2012

Between:

M/S. Jagati Publications Ltd., Rep. by its Financial Director, Mr.Y.Eshwara Prasada Reddy, Regd. Off. at 6-3-249/1, Sakshi Towers, Road No.1, Banjara Hills, Hyderabad.

...PETITIONER/ACCUSED No.12

AND

Central Bureau of Investigation Hyderabad

...RESPONDENT/COMPLAINANTS

Petition under Section 482 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 call for the records relating to CrI.M.P.No.1001 of 2012 in C.C.No.8 of 2012 in Rc.No.19(A)/2011-CBI-HYD, dated 14.05.2012 on the file of the Spl. Judge for CBI Cases, Hyderabad and quash/set-aside the Order and consequently allow the CrI.M.P.No.1001 of 2012 as prayed for by the petitioner.

I.A. NO: 8 OF 2012(CRLPMP. NO: 6098 OF 2012)

Petition under Section 482 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 permit the petitioner to use the amounts in the accounts maintained at Canara Bank that had not been frozen by the respondent for the purpose of furnishing bank guarantee in terms of this Hon'ble Court's Orders dated 23.05.2012 and 06.07.2012 for the defreezing of current accounts and unit accounts covered by the said orders dated 23.05.2012 and 06.07.2012.

I.A. NO: 1 OF 2014(CRLPMP. NO: 1393 OF 2014)

Petition under Section 482 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 issue directions to Oriental Bank of Commerce, Jubilee Hills Branch, Hyderabad to defreeze the accounts to enable the enforcement directorate to attach the fixed deposit amounts held in the accounts of M/s. Jagati Publications Limited.

I.A. NO: 2 OF 2014(CRLPMP. NO: 11650 OF 2014)

Petition under Section 482 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 condone the delay of 46 days in representation of above CrI.P.MP.Sr.No.26816/2014



2021:TSHC:28351

**I.A. NO: 3 OF 2014(CRLPMP SR NO: 26816 OF 2014)**

Petition under Section 482 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 direct the 1<sup>st</sup> Respondent to defreeze the Flexi Linked Deposits and Fixed Deposits held by the 2<sup>nd</sup> Respondent and the sum of Rs. 104.29.20.852-00 Ps may be paid to Income Tax department for realizing the tax dues of the 2<sup>nd</sup> Respondent in the interest of justice.

**I.A. NO: 4 OF 2014(CRLPMP. NO: 36150 OF 2014)**

Petition under Section 482 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 permit the petitioner herein to come on record as Respondent in the CrI.P.No. 4523 of 2012 in the interest of Justice.

**CRIMINAL PETITION NO: 4524 OF 2012****Between:**

M/S. Janani Infrastructure Ltd., Rep. by its Director, Mr.D.Srinivas Rao, Regd. Off. at 24, 1st Main Road, Near Bhashyam Circle, Petrol Pump, Vyalikavil, Bangalore - 500 034.

**...PETITIONER/ACCUSED No. 13****AND**

Central Bureau of Investigation Hyderabad

**...RESPONDENT/COMPLAINANTS**

Petition under Section 482 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 call for the records relating to CrI.M.P.No.1004 of 2012 in C.C.No.8 of 2012 in Rc.No.19(A)/2011-CBI-HYD, dated 14.05.2012 on the file of the Spl. Judge for CBI Cases, Hyderabad and quash/set-aside the Order and consequently allow the CrI.M.P.No.1004 of 2012 as prayed for by the petitioner.

**I.A. NO: 2 OF 2012(CRLPMP. NO: 4844 OF 2012)**

Petition under Section 482 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 vary and modify its order made in CrI.M.P.No.4521 of 2012 in CrI.P.No.4524 of 2012 on 23-05-2012 directing:- i) the respondent to defreeze the petitioner's current accounts without insisting on a bank guarantee for the said amount or in the alternative, ii) direct the respondent to defreeze the account by relaxing the condition of furnishing bank guarantee with regard to the quantum and also extend the period for providing such bank guarantee by a further period of six weeks.

**CRIMINAL PETITION NO: 4525 OF 2012****Between:**

M/S. Indira Television Ltd., Rep. by its Director, Mr.Y.Eshwara Prasada Reddy, Regd. Off. at 6-3-249/1, Sakshi Towers, Road No.1, Banjara Hills, Hyderabad.

**...PETITIONER/ACCUSED No. 10****AND**

Central Bureau of Investigation Hyderabad

**...RESPONDENT/COMPLAINANTS**



Petition under Section 482 of Cr.P.C praying that in the circumstance stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to call for the records relating to Crl.M.P.No.1002 of 2012 in C.C.No.8 of 2012 in Rc.No.19(A)/2011-CBI-HYD, dated 14.05.2012 on the file of the Spl. Judge for CBI Cases, Hyderabad and quash/set-aside the Order and consequently allow the Crl.M.P.No.1002 of 2012 as prayed for by the petitioner.

**I.A. NO: 2 OF 2012(CRLPMP. NO: 4843 OF 2012)**

Petition under Section 482 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 verify and modify its order made in Crl.MP.No.4522 of 2012 in Crl.P.No.4525 of 2012 on 23-05-2012 directing:- i) the respondent to defreeze the petitioner's current accounts without insisting on a bank guarantee for the said amount or in the alternative, ii) direct the respondent to defreeze the account by relaxing the condition of furnishing bank guarantee with regard to the quantum and also extend the period for providing such bank guarantee by a further period of six weeks.

**I.A. NO: 3 OF 2012(CRLPMP. NO: 5545 OF 2012)**

Petition under Section 482 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 permit the Petitioner to comply with the conditions imposed by this Hon'ble Court in Crl.MP.NO.4843 of 2012 in Crl.MP.NO.4522 of 2012 in Criminal Petition.NO.4525 of 2012 by permitting the petitioner to furnish immoveable property security by way of deposit of title deeds of properties belonging to M/s. Janani Infrastructure Ltd., and /or M/s. Jagati Publications Ltd., or in the alternative relax the said condition of deposit of title deeds

These Petitions coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petitions and upon hearing the arguments of Sri S. Niranjana Reddy Sr. Counsel for Sri N. Naveen Kumar, Advocate for the Petitioner in all Criminal Petitions and Sri K. Surender Special Public Prosecutor for CBI on behalf of the Respondent in all Criminal

**The Court made the following: COMMON ORDER**

**THE HON'BLE Dr. JUSTICE SHAMEEM AKTHER****CRIMINAL PETITION Nos.4523, 4524 AND 4525 OF 2012****COMMON ORDER:**

These Criminal Petitions, under Section 482 of the Code of Criminal Procedure, 1973, are filed by 'M/s. Jagati Publications Limited', 'M/s. Janani Infrastructure Limited' and 'M/s. Indira Television Limited' (hereinafter referred to as 'petitioners-companies') seeking to set aside the common order, dated 14.05.2012, passed in CrI.M.P.Nos.1001, 1002 and 1004 of 2012 in C.C.No.8 of 2012 (in RC.No.19/2011(A)/2011-CBI,Hyderabad), by the learned Principal Special Judge for CBI Cases, Hyderabad, wherein, the subject applications filed by the petitioners-companies seeking to defreeze the accounts maintained by them in State Bank of India, Banjara Hills, Hyderabad; Oriental Bank of Commerce, Jubilee Hills, Hyderabad; and Indian Overseas Bank, Jubilee Hills, Hyderabad, to enable them to carry on their day-to-day business without any hindrance, were dismissed.

2. Heard Sri S. Niranjana Reddy, learned Senior Counsel representing Sri N. Naveen Kumar, learned counsel for the petitioners-companies, Sri K. Surender, learned Special Public Prosecutor for C.B.I. representing the respondent/CBI, and perused the record.
3. As seen from the material placed on record, this Court *vide* common order, dated 23.05.2012, passed in CrI.P.M.P.Nos.4520, 4521 and 4522 of 2012 in these Criminal Petitions, by giving



2021:TSHC:28351

elaborate reasons, was pleased to make an interim arrangement with regard to operation of the subject Bank Accounts and management of the business of the petitioners-companies and protected the interest of the petitioners-companies. It is pertinent to state that the learned Special Public Prosecutor for CBI did not state that the conditions imposed in the interim order dated 23.05.2012 are being violated by the petitioners herein. On the other hand, it is submitted that the conditions laid down therein are followed.

4. In view of the facts and circumstances of the cases, as the interest of the petitioners-companies, its employees etc., needs protection till the termination of the proceedings in C.C.No.8 of 2012 pending on the file learned Principal Special Judge for CBI Cases, Hyderabad, the common order, dated 23.05.2012, passed in CrI.M.P.Nos.4520, 4521 and 4522 of 2012 in CrI.P.Nos.4523, 4524 and 4525 of 2012, is made absolute and it shall be in force till the final termination of the proceedings in the subject C.C.

5. With the above observations and direction, the Criminal Petitions are disposed of.

Miscellaneous Petitions, if any, pending in these Criminal Petitions shall stand closed.

SD/- M.MANJULA  
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Special Judge for CBI Cases, Hyderabad
2. The Central Bureau of Investigation, Hyderabad
3. One CC to Sri N. Naveen Kumar, Advocate [OPUC]
4. One CC to Sri K. Surender ( SPL PP FOR CBI ) Advocate [OPUC]
5. Two CD Copies
6. One Spare Copy

RS



2021:TSHC:28351

**HIGH COURT**

**DATED:01/11/2021**



**COMMON ORDER**

**CRIMINAL PETITION NO: 4523, 4524 AND 4525 OF 2012**

**DISPOSING OF THE ALL CRIMINAL PETITIONS**

*Handwritten signature and date 11/11/2021*