

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

THURSDAY ,THE TENTH DAY OF DECEMBER TWO THOUSAND AND TWENTY

**:PRESENT:
THE HONOURABLE SRI JUSTICE K.LAKSHMAN**

**IA No. 1 OF 2020
IN
CRLA NO: 527 OF 2020**

Between:

1. Sabbi Shashikiran Reddy, S/o. Late Durgas Appal,
2. Smt. Usha, W/o. Late Durgas Appal

...Appellants/Accused No. 1 & 2
(Appellants in CRLA No. 527 OF 2020
on the file of High Court)

AND

The State of Telangana, rep. by Public Prosecutor, High Court of Judicature at
Hyderabad

...Respondent/Respondent
(Respondents in-do-)

Counsel for the Petitioner : SRI THOOM SRINIVAS

Counsel for the Respondent :PUBLIC PROSECUTOR

Petition under Section 389(1) of Cr.P.C., praying that in the circumstances stated in the petition, the High Court may be pleased to grant bail to the petitioners by suspending the sentence imposed against them in S.C.No.804 of 2017 dated 08/12/2020 On the file of the Judge, XVI Additional District And Sessions Judge - Cum - XVI Additional Metropolitan Sessions Judge, Cyberabad At Malkajgiri, Ranga Reddy District, Pending disposal of CRLA No. 527 of 2020, on the file of the High Court.

The Court made the following

ORDER :

Heard learned counsel for the petitioners and learned Public Prosecutor. Perused the record.

A perusal of record would reveal that the learned XVI Additional District and Sessions Judge - cum - XVI Additional Metropolitan Sessions Judge, Cyberabad at Malkajgiri, Ranga Reddy District, vide its judgment, dated 08.12.2020 in S.C.No.804 of 2017, found the petitioners guilty of the offences under Sections 498-A and 304-B IPC and accordingly, convicted and sentenced them to undergo rigorous imprisonment for a period of one year each and to pay fine of Rs.1,000/- each, in default of payment of fine amount they shall suffer simple imprisonment for a period of fifteen days each. They further convicted and sentenced to undergo rigorous imprisonment for seven years each and to pay a fine of Rs.5,000/- each, in default to undergo simple imprisonment for two months each for the offence under Section 304-B IPC.

Learned counsel for the petitioners would submit that, the petitioners have paid the fine amount and in proof of the same they filed receipt. They are in jail from 08.12.2020. In view of the same, the matter requires examination.

The 1st petitioner is Government Employee and the 2nd petitioner is aged 57 years old woman, mother of A1.

The various grounds and contentions raised by the petitioners/appellants including the ground that there is no eye witness to the incident, the trial Court recording the conviction basing on the

circumstantial evidence is a matter to be considered at the time of hearing of the appeal.

Considering the above aspects, the sentences of imprisonment imposed by the trial Court in Sessions Case No.804 of 2017 alone are hereby suspended until further orders, and the petitioners/A1 and A2 shall be released on bail on their executing personal bonds each for a sum of Rs.10,000/- (Rupees ten thousand only) with two sureties for a like sum each to the satisfaction of the trial Court - XVI Additional District and Sessions Judge - cum - XVI Additional Metropolitan Sessions Judge, Cyberabad at Malkajgiri, Ranga Reddy District.

SMT K. SAILESHI
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Judge, XVI Additional District And Sessions Judge - Cum - XVI Additional Metropolitan Sessions Judge, Cyberabad At Malkajgiri, Ranga Reddy District
2. The Superintendent, Central Jail, Cherlapalli, Ranga Reddy District
3. The Superintendent, Central Jail, Women Cell, Chenchalguda, Hyderabad
4. One CC to SRI. THOOM SRINIVAS Advocate [OPUC]
5. Two CCs to PUBLIC PROSECUTOR, High Court at Hyderabad [OUT]
6. One spare copy

HIGH COURT

KLJ

DATED:10/12/2020

ORDER

IA No. 1 of 2020

In

CRLA.No.527 of 2020

BAIL

