

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

THE HON'BLE SRI JUSTICE B.R.MADHUSUDHAN RAO

CRIMINAL PETITION No.13731 of 2026

DATE: 25.08.2026

BETWEEN:

Mohammad Touseef Ahmed.

.....Petitioner-Accused

And

The State of Telangana,
Through Station House Officer,
P.S., Banjara Hills,
Rep. by the Public Prosecutor,
High Court of Telangana,
At Hyderabad.

.....Respondent-Complainant

ORDER

1. This Criminal Petition is filed under Sections 480 & 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') praying this Court to enlarge the petitioner-accused on bail in connection with Crime No.610 of 2026 of Banjara Hills Police Station, Hyderabad, registered for the offence punishable under Section 69 of the Bharatiya Nyaya Sanhita, 2023.

2. Heard Mr.K.Satish Chakravarthy, learned counsel for the petitioner-accused and Sri D. Arun Kumar, learned Additional Public Prosecutor appearing for the respondent-State.

3. Learned counsel for the petitioner submits that the petitioner-accused is falsely implicated in the case, earlier bail petition filed by the petitioner-accused in CrI.P.No.12047 of 2026 came to be dismissed on 14.08.2026 that Section 183 of BNSS statement of the victim is not recorded. The change circumstances is that statement of the *de facto* complainant U/s 183 of BNSS is recorded on 17.08.2026.

4. Learned Additional Public Prosecutor for respondent submits that statement of the victim is recorded on 17.08.2026 under Section 183 of BNSS.

5. Notice got issued to *de-facto* complainant is served, proof is filed to that effect.

6. Sri D.Udit Narayan, appearing for the *de facto* complainant submits that investigation is still pending, his passport and device gadgets are not yet recovered from the petitioner-accused.

7. On the complaint lodged by the *de facto* complainant, FIR came to be registered on 09.07.2026 under Section 69 of BNS.

8. Petitioner-accused is remanded to judicial custody on 10.07.2026 at 1210 hours, since then he is in jail. Petitioner-accused has filed CrI.P.No.12047 of 2026, seeking enlargement of bail, the same came to be dismissed *vide* order dated 14.08.2026.

9. It is to be noted here that *de facto* complainant has filed her counter in the above said criminal petition, this Court has considered the contentions of the *de facto* complainant in the above said bail order and arrived at a conclusion that as the victim statement is not recorded under Section 183 of BNSS, the petition came to be dismissed.

10. The changed circumstances is that the statement of the *de facto* complainant under Section 183 of BNSS is recorded on 17.08.2026. Remand case diary goes to show that respondent has examined LWs.1 to 8 apart from 5 Officers who assisted in the investigation process. Major portion of the investigation is completed, detaining the petitioner-accused further in judicial custody will not serve the purpose, hence he is entitled for bail, subject to the following conditions:

- i. The petitioner-accused shall execute a personal bond for a sum of Rs.10,000/- (Rupees ten thousand only), with two sureties for a like sum each to the satisfaction of the III Additional Chief Judicial Magistrate, Hyderabad District, Nampally.
- ii. The petitioner-accused shall appear before the concerned SHO between 10 a.m. to 5 p.m., on every Sunday for a period of Eight (8) weeks or till filing of charge sheet whichever is earlier, for the purpose of investigation, and thereafter, as and when required.
- iii. The petitioner-accused shall abide by the conditions stipulated in Section 437(3) of Cr.P.C.(presently, Section 480(3) of the BNSS).
- iv. The petitioner-accused shall not directly or indirectly influence, threaten, or induce any of the prosecution witnesses.
- v. It is made clear that if any of the conditions imposed by this Court are violated, the prosecution is at liberty to file an application for cancellation of the bail.

11. Accordingly, the Criminal Petition is allowed.

Miscellaneous applications, if any pending, shall stand closed.

B.R.MADHUSUDHAN RAO, J

Date: 25.08.2026

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