

THE HONOURABLE SRI JUSTICE K.SURENDER**CRIMINAL PETITION NO.8744 OF 2023****ORDER:**

1. This Criminal Petition is filed under Sections 437 and 439 of Code of Criminal Procedure, 1973 (for short "Cr.P.C") seeking regular bail to the petitioner/Accused in Crime.No.116 of 2023 on the file of Nellikudur Police Station, Mahabubabad, registered for the offences under Sections 366, 376 (3), 376 (AB) and 506 of IPC, Section 5 (m) r/w.6 of POCSO Act, 2012.
2. Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the respondent-State and perused the record.
3. The petitioner was arrested on 22.07.2023 on the basis of the complaint filed by the mother of the victim girl. It is alleged in the complaint that the victim girl who was aged around 16 years was missing from her house on 19.07.2023 and came back on the next day. When enquired with the victim girl, she stated that she went along with this petitioner to his house. In the house, the

petitioner had sexual intercourse with the girl and also threatened not to disclose the matter to anyone. From there, the victim girl was taken to temple and stayed there till morning of 20.07.2023. Thereafter, she was dropped at her residence.

4. Learned counsel for the petitioner submits that the entire investigation is complete and even according to the remand report, the victim girl had gone to the petitioner on her own consent.

5. As seen from the remand report, since nearly 13 witnesses are already examined and major part of the investigation is complete, the petitioner can be granted the relief of regular bail, subject to following conditions:

- i) The petitioner/Accused shall execute personal bond for a sum of Rs.25,000/- (Rupees Twenty five thousand only) with two sureties, for a like sum each to the satisfaction of Principal District and Sessions Judge, at Mahbubabad.
- ii) The petitioner/Accused after release shall appear before the concerned Station House Officer on every Monday for a period of eight weeks at 10.00 AM

and thereafter as and when required, for the purpose of investigation.

iii) The petitioner/Accused shall in any manner try to contact the victim girl or her relatives, failing which, the Police are at liberty to seek cancellation of bail granted.

(iv) The petitioner/Accused shall abide by the other conditions stipulated under Section 437(3) of Cr.P.C.

6. Accordingly, this Criminal Petition is allowed. Miscellaneous applications, pending if any, shall stand closed.

Date: 23.09.2023
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K.SURENDER, J

THE HON'BLE SRI JUSTICE K.SURENDER

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Dt.23.09.2023

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