

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

THURSDAY, THE TWELFTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE SMT JUSTICE K. SUJANA

CRIMINAL PETITION NO: 13620 OF 2024

Between:

K.Mahesh, S/o K.Nagesh, age.23 years, Occ. Student, R/o H.No.11-63,
Kothageri, Dharoor (M) Jogulamba Gadwal

...Petitioner/Accused

AND

1. The State of Telangana, Rep., its Public Prosecutor, High Court of Telangana At Hyderabad.
2. Uppari Urakondur, S/o Narisimulu age.45 years, occ.Bussiness, R/o H.No.2-77, Buredpally village, Dharoor Mandal, Jogulamba Gadwal.

...Respondent/Complainant

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 enlarge the petitioner/Accused on bail in event of arrest in FIR.NO.173 OF 2024 dated 02/11/2024 on the File of the Dharoor Police station.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri G. Rajeshwar Rao, Advocate for the Petitioner and the Sri Syed Yasar Mamoon Additional Public Prosecutor on behalf of the Respondent No.1 and of None appeared for the Respondent No. 2.

The Court made the following: ORDER

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.13620 of 2024

ORDER:

This Criminal Petition is filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') for grant of pre-arrest bail to the petitioner, who is arrayed as accused in Crime No.173 of 2024 of Dharoor Mandal Police Station, Jogulamba Gadwal District.

2. Heard Sri G. Rajeshwar Rao, learned counsel appearing on behalf of the petitioner as well as Sri Syed Yasar Mamoon, learned Additional Public Prosecutor appearing on behalf of the respondent.

3. Without going into the merits of the case, since the punishment prescribed for the offences alleged against the petitioner is less than seven (07) years and considering the petitioner is a student, this Court deems it appropriate to direct the petitioner to appear before the Investigating Officer on or before 26.12.2024 between 11:00 a.m. and 05:00 p.m. and in turn, the Investigating Officer is directed to follow the procedure laid down under Section 35 (3) of BNSS (previously

Section 41-A of Cr.P.C.) and also the guidelines formulated by the Hon'ble Supreme Court in **Arnesh Kumar v. State of Bihar**¹ scrupulously. However, the petitioner shall submit his defense and co-operate with the Investigating Officer as and when required by furnishing information and produce all relevant documents/material required for the purpose of the investigation and the Investigating Officer shall consider the same before filing appropriate report before the learned Magistrate concerned.

4. Accordingly, the Criminal Petition is disposed of.

Miscellaneous applications, if any pending, shall also stand closed.

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Sd/- MOHD. ISMAIL
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The I Additional Judicial First Class Magistrate at Gadwal.
2. The Station House Officer, Dharoor (M) Police Station, Jogulamba Gadwal District.
3. Two CCs to Public Prosecutor, High Court for the State of Telangana at Hyderabad. (OUT)
4. One CC to Sri G. Rajeshwar Rao, Advocate [OPUC]
5. Two CD Copies

DL/gh

¹ (2014) 8 SCC 273

HIGH COURT

DATED:12/12/2024

ORDER

CRLP.No.13620 of 2024



CRIMINAL PETITION IS DISPOSED OF

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H N S
9/28/11/2025