

HON'BLE SMT. JUSTICE JUVVADI SRIDEVI

CRIMINAL PETITION No.15369 of 2024

ORDER :

Petitioner/accused No.3 has filed this petition under Sections 480 and 483 of of Bharatiya Nagrik Suraksha Sanhitha, 2023 (for short 'BNSS') seeking bail in Cr.No.845 of 2024 of Neredmet Police Station registered for the offences under Sections 80(2) read with 3(5) of Bharatiya Nyaya Sanhita (for short BNS).

2. Heard Mr.R.Thirupathi, learned counsel for petitioner and Sri Syed Yasar Mamoon, learned Additional Public Prosecutor appearing for the State and perused the record.

3. The case of the prosecution is that defacto complainant lodged a complaint before the Neredmet police station that she performed the marriage of her elder daughter with accused No.1 and subsequently after marriage, accused harassed her daughter physically and mentally demanding additional dowry and later due to wedlock she gave birth to one male child and one female

child, due to giving birth to female child the accused did not visit her, as a result, her daughter consumed super vasmol and committed suicide at their house and died while undergoing treatment.

4. Learned counsel for petitioner/accused No.3 submits that the petitioner herein is the maternal uncle of accused No.1 and brother of accused No.2 and he is no way concerned with the alleged offences and he is innocent and, the *de facto* complainant has foisted the present complaint against the petitioner/accused No.3 with all false allegations. He further submits that there are no specific allegations against the petitioner/accused No.3 and the ingredients of offences alleged are not attracted. Hence, prayed for grant of bail.

5. The learned Assistant Public Prosecutor, on the other hand, opposed the application stating that there are specific allegations against the petitioner/accused No.3. He further submits that A3 who is the maternal uncle of A1 who pressured her for an additional dowry of Rs.1 lakh. Despite the LWs 1 to 3 repeated

attempts to address the situation and encourage the deceased to continue her married life, the harassment persisted. Due to the constant demand for additional dowry of Rs.1 lakh the deceased was vexed with the continuous mental harassment of the accused no.1 to 3 she attempted to commit suicide. Hence, prayed to dismiss the petition.

6. Having heard both sides and on perusal of material placed on record, no criminal antecedents are reported against the petitioner/accused No.3 and most of the investigation is completed as 17 witnesses have been examined and the petitioner/accused No.3 is in judicial custody since 24.11.2024. In the said circumstances, this Court is inclined to grant bail to the petitioner/accused No.3, subject to the following conditions:

- 1. The petitioner/accused No.3 shall be released on bail on his executing a personal bond for Rs.20,000/- each with two sureties for the like sum each to the satisfaction of I Additional Junior Civil Judge-cum-I Additional Judicial Magistrate of First Class, Medchal Malkajgiri at Kushaiguda.**

2. The petitioner/accused No.3 shall comply with the conditions as laid down under Section 480 (3) Bharatiya Nagarik Suraksha Sanhitha, 2023.

7. Accordingly, this Criminal Petition is allowed.

JUVVADI SRIDEVI, J

Date: 20.12.2024
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