

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.650 of 2025

ORDER:

Seeking the Court to enlarge the petitioner who is arrayed as accused No.2 in Crime No.880 of 2024 of Choutuppal Police Station, Rachakonda, on bail, the present Criminal Petition is filed.

2. The brief facts of the case are that when the *de-facto* complainant worked as Choutuppal Grade-I Incharge as Panchayath Secretary, some unknown persons created fabricated document by forging his signature. Hence, a case was registered vide Crime No.880 of 2024 before the Choutuppal Police, Rachakonda, for the offences punishable under Sections 318, 336(2), 336(3), 337, 338, 339, 340, 341(1) and 341(2) read with 3(5) of the BNS.

3. Heard Smt K.Pallavi, learned counsel appearing on behalf of the petitioner as well as Sri Syed Yasar Manoon, learned Additional Public Prosecutor appearing on behalf of the respondent-State.

4. Learned counsel for the petitioner *firstly* submitted that the petitioner is innocent and he is no way concerned with the alleged offences. He *secondly* submitted that though there is no corroborative evidence, the petitioner was implicated in the

case with false and fabricated allegations. He *thirdly* submitted that all the material witnesses were examined, and further detention of the petitioner is unnecessary. He *fourthly* submitted that the petitioner has been in judicial custody since 30.12.2024, causing undue hardship to his family. He *fifthly* submitted that the petitioner is resident of Choutuppall, with movable and immovable properties, and is willing to furnish sureties as directed. He *lastly* submitted that submitted that previously, bail application of the petitioner, vide Crl.M.P.No.2 of 2025 was dismissed by the Principal District and Sessions Judge, Bhongir, on 09.01.2025, without valid reasons and prayed the Court to grant bail to the petitioner by allowing this criminal petition.

5. On the other hand, learned Additional Public Prosecutor opposed the submissions made by the learned counsel for the petitioner stating that there are serious allegations against the petitioner and the investigation is not yet completed, therefore, granting bail to the petitioner, at this stage, does not arise. Hence, he prayed the Court to dismiss the criminal petition.

6. After considering submissions from both the parties and reviewing the record, it is apparent that the alleged fabricated document is not yet sent to the Forensic Laboratory for handwriting expert opinion. Since the petitioner is languishing

in jail from 30.12.2024 and also material part of investigation is completed, this Court deems it fit to grant bail to the petitioner subject to the following conditions:

- i. The petitioner shall execute a personal bond for a sum of Rs.25,000/- (Rupees Twenty Five Thousand only) each, with two sureties for a like sum each to the satisfaction of the Judicial First Class Magistrate at Choutuppal.
- ii. The petitioner shall appear before the concerned SHO at 11:00 a.m., on every Monday for a period of eight (8) week or till filing of charge sheet whichever is earlier, for the purpose of investigation, and thereafter, as and when required.
- iii. The petitioner shall abide by the conditions stipulated in Section 437(3) of Cr.P.C.(presently, Section 480(3) of the BNSS).

7. Accordingly, the Criminal petition is allowed.

Miscellaneous applications, if any pending, shall stand closed.

K. SUJANA, J

Date: 22.01.2025
gms

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