

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.718 of 2025

ORDER:

Seeking the Court to enlarge the petitioner who is arrayed as accused in Crime No.693 of 2024 of Chilkalguda Police Station, Secunderabad, on bail, the present Criminal Petition is filed.

2. The brief facts of the case are that the accused married the victim with elders permission and out of their wedlock, they blessed with baby girl. Thereafter, the accused used to harass the victim physically and mentally. As a result, being vested with intolerable harassment by the accused, the victim committed suicide. Hence, a case was registered vide Crime No.693 of 2024 before the Chilkalguda Police Station, Hyderabad, for the offences punishable under Sections 85 and 108 of the BNS.

3. Heard Sri V.Subrahmanyam, 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 07.12.2024, causing undue hardship to his family. He *fifthly* submitted that the petitioner is resident of Chilkalguda, Hyderabad, with movable and immovable properties, and is willing to furnish sureties as directed. He *lastly* submitted that previously, bail application of the petitioner, vide Crl.M.P.No.5769 of 2024 was dismissed by the Special Judge for Trial of Offences under SC/STs(POA) Act-Cum-VI Additional Metropolitan Sessions Judge, Secunderabad, on 23.12.2024 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, petitioner is languishing in jail from

07.12.2024 and also material part of investigation is completed. Hence, 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 X Additional Chief Judicial Magistrate, Secunderabad.
- 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: 23.01.2025
gms

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