

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.1563 of 2025

ORDER:

Seeking the Court to enlarge the petitioner who is arrayed as accused No.2 in Crime No.1347 of 2024 of Medipally Police Station, Rachakonda, on bail, the present Criminal Petition is filed.

2. The brief facts of the case are that on 21.11.2024, at about 10:00 p.m., on receiving credible information about running of brothel house at Plot No.89(P), Kamalnagar, Medipally, Medchal Malkajgiri District, the Police raided the said premises and noticed that with intention to earn money in ease manner, accused No.1 procured the victim women for participating in prostitution with the customers by offering attractive amounts. It is stated that on 21.11.2024, accused Nos.3 and 4 went to the said premises for participating in illicit sexual intercourse and found with the victim women in the closed bedroom at the said premises. As such, accused Nos.1 to 4 along with the victim women have been taken into custody and seized cash and mobile phones. Based on the complaint, a case was registered *vide* Crime No.1347 of 2024 before the Medipally Police, Rachakonda, for the offences punishable under Sections 143, 144(2) of the BNS and Section 3 to 5 of the PITA.

3. Heard Sri. M.Ramesh, 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-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 other accused persons already got bail in this crime. He *thirdly* submitted that though there is no corroborative evidence, the petitioner was implicated in the case with false and fabricated allegations. He *fourthly* submitted that all the material witnesses were examined, and further detention of the petitioner is unnecessary. He *fifthly* submitted that the petitioner has been in judicial custody since 19.12.2024, causing undue hardship to his family. He *sixthly* submitted that petitioner is resident of Medipally, 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.349 of 2024 was dismissed by the Principal District and Sessions Judge-Cum-Family Court, Medchal Malkajgiri District at Malkajgiri, on 06.01.2025, 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 the petitioner involved in the other cases with similar offences and also 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 petitioner is languishing in jail from 19.12.2024. Hence, considering the incarceration period 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 Principal Junior Civil Judge-Cum-IV Additional Metropolitan Magistrate, Medchal Malkajgiri District, Uppal at L.B.Nagar.
- 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. However, if the petitioner indulges to commit any other crime with similar offences, the Police are at liberty to file cancellation of bail petition.

Miscellaneous applications, if any pending, shall stand closed.

K. SUJANA, J

Date: 12.02.2025
gms

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