

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.1656 of 2025

ORDER:

Seeking the Court to enlarge the petitioner who is arrayed as accused No.2 in Crime No.108 of 2024 of Tharigoppula Jangaom Police Station, Warangal District, on bail, the present Criminal Petition is filed.

2. The brief facts of the case are that the accused persons borrowed huge amounts from the *de-facto* complainant by executing promissory notes under the guise of house construction. However, when the *de-facto* complainant asked the accused persons to return the lent amounts, the accused persons besides refusing to pay the same, also threatened the *de-facto* complainant with dire consequences. Hence, a case was registered *vide* Crime No.108 of 2024 before the Tharigoppula Police, Warangal District, for the offences punishable under Sections 318(4) and 351(2) read with 3(5) of the BNS.

3. Heard Sri. P.Rana Kamalasan, 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 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 01.02.2025, causing undue hardship to her family. He *lastly* submitted that the petitioner is resident of New Nallakunta, Telangana State, with movable and immovable properties, and is willing to furnish sureties as directed 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 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 without monitoring any reasons, the petitioner was remanded to judicial custody for the offences punishable with below seven (07) years and the petitioner is languishing in jail from 01.02.2025. Hence, since the 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.10,000/- (Rupees Ten Thousand only) each, with two sureties for a like sum each to the satisfaction of the Judicial First Class Magistrate at Jangaom.
- 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: 10.02.2025
gms

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