

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.1657 of 2025

ORDER:

This Criminal Petition is filed under section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 for granting of pre-arrest bail to the petitioner/accused No.2 in Crime No.7 of 2025 of Nallabelli Police Station, Warangal.

2. The brief facts of the case are that the deceased borrowed amounts from the accused persons with high interest rates in order to meet bad financial conditions of the family. It is stated that the accused persons besides pressurizing the deceased for repayment of the lent amounts, they also harassed him, due to which, the deceased committed suicide. Hence, a case was registered *vide* Crime No.7 of 2025 before the Nallabelli Police, Warangal, for the offences punishable under Sections 108 and 62 read with 3(5) of the BNS.

3. Heard Sri. A.Prabhakar Rao, 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 present case with false and fabricated allegations. He *thirdly* submitted that the petitioner never abetted the deceased to commit suicide. He *fourthly* submitted that the petitioner is resident of Warangal District, 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.29 of 2025 was dismissed by the Principal Sessions Judge, Warangal, on 28.01.2025, without valid reasons and prayed the Court to grant anticipatory bail to the petitioner.

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 anticipatory bail to the petitioner, at this stage, does not arise. Hence, he prayed the Court to dismiss the criminal petition.

6. Having regard to the submissions made by both the parties and a perusal of the material placed on record, *prima facie*, it is apparent that except stating that the accused persons insisted the deceased to repay the lent amount, there

is no incriminating evidence to prove the alleged offences levelled against the petitioner. It is pertinent to note that material part of the investigation is completed. Therefore, considering the facts and circumstances of the case, this Court is of the considered view that it is a fit case for granting of anticipatory bail to the petitioner.

7. Accordingly, this petition is allowed granting anticipatory bail to the petitioner subject to the following conditions:

- i. The petitioner shall surrender before the Station House Officer of Nallabelly Police Station, Warangal District, within two weeks from today, and on such surrender, the said Station House Officer shall release him on bail on executing a personal bond for Rs.25,000/- with two sureties, for the like sum each.
- ii. The petitioner shall appear before the concerned Station House Officer on every Monday between 9:00 A.M. to 10 P.M., for a period of eight (08) weeks or till filing of charge sheet whichever is earlier.

- iii. The petitioner shall abide by the other conditions stipulated in Section 482(2) of Bharatiya Nagarik Suraksha Sanhita, 2023 and co-operate with the Investigating Officer in investigating the case.

Miscellaneous applications, if any pending, shall stand closed.

K. SUJANA, J

Date: 13.02.2025
gms

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