

THE HONOURABLE SMT JUSTICE K. SUJANA

CRIMINAL PETITION No.1763 of 2025

ORDER:

This Criminal Petition is filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') for grant of pre-arrest bail to the petitioners, who are arrayed as accused Nos.2 and 3 in Crime No.52 of 2025 of Sircilla Town Police Station, Rajanna Sircilla District.

2. The brief facts of the case are that the *de facto* Complainant reported that Phaninder, claiming to be an advocate, cheated her out of Rs.11,60,000/- by promising to resolve a land dispute with her brother-in-law. Phaninder, along with his wife Rajitha and Adepu Renuka, allegedly extorted money through net cash and UPI payments, threatening Lalitha with dire consequences when she demanded her money back.

3. Heard Sri Alluri Divakar Reddy, learned counsel appearing on behalf of the petitioner, and Sri Syed Yasar

Mamoon, learned Additional Public Prosecutor appearing on behalf of the respondent-State.

4. Learned counsel for the petitioner submitted that the petitioners are innocent and they did not involve in the alleged crime. He further submitted that the complaint lacks specific allegations against the petitioners, and they are not connected to the civil disputes between the complainant and her brother-in-law. He contended that the police are attempting to falsely implicate them without evidence and that they fear arrest and mistreatment. The petitioners assure the court that they will cooperate with the investigation, provide suitable security, and abide by any conditions imposed by the court if granted bail. Therefore, prayed this Court to grant pre-arrest bail to the petitioners by allowing this criminal petition.

5. On the other hand, learned Additional Public Prosecutor vehemently opposed the submissions made by learned counsel for petitioner, stating that the allegations leveled against the petitioners are serious in nature. Further, the petitioner No.1/accused No.2 was arrested and the petition against him has become infructuous. At this stage, granting

of pre-arrest bail to the petitioner No.2/accused No.3 does not arise. Therefore, he prayed the Court to dismiss the Criminal Petition.

6. In the light of the submissions made by both the learned counsel and a perusal of the material available on record, the Court finds that petitioner No.2/accused No. 3 is the mother of accused No.2, allegedly supported accused Nos.1 and 2 in the crime. Although there are no specific allegations against petitioner No.2/accused No.3, and the material part of the investigation is completed, this Court deems it fit to grant pre-arrest bail to the petitioner No.2/accuse No.3 subject to compliance of the following conditions:

- i. The petitioner No.2/accused No.3 shall surrender before the Station House Officer, Sircilla Town Police Station, Rajanna Sircilla District, within two weeks from today, and on such surrender, the said Station House Officer shall release her on bail on executing a personal bond for

Rs.25,000/- with two sureties, for the like sum each.

- ii. The petitioner No.2/accused No.3 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.
- iii. The petitioner No.2/accused No.3 shall appear before the concerned Investigating Officer on every Monday between 09:00 a.m, and 05:00 p.m., till the filing of the charge sheet and thereafter, as and when required

7. Accordingly, this Criminal Petition is allowed in part. Further, as petitioner No.1/accused No.2 was arrested on 11.02.2025, the petition against her is dismissed as infructuous.

Miscellaneous applications, if any pending, shall stand closed.

K. SUJANA, J

Date: 14.02.2025
SAI

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