

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.2653 of 2025

ORDER:

Seeking the Court to enlarge the petitioner, who is arrayed as accused No.6 in Crime No.3054 of 2024 of Cyber Crime Police Station, Detective Department, C.C.S., Hyderabad, on bail, the present Criminal Petition is filed.

2. The brief facts of the case are that though the *de-facto* complainant invested huge amounts by believing the deceitful words of the accused persons, representing Anisha App, a stock trading platform, the accused persons besides failing to pay promised high returns on investments by asking the *de-facto* complainant to pay additional amounts to withdraw his funds, also frozen his account eventually. Hence, a case was registered *vide* Crime No.3054 of 2024 before the Cyber Crime Police, Detective Department, C.C.S., Hyderabad, for the offences punishable under Sections 66(C), 66(D) of the ITA and Sections 111(2)(b), 318(4), 319(2), 336(3), 338, 340(2) read with 3(5) of the BNS.

3. Heard Sri Chalakani Venkat Yadav, 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 the petitioner was implicated in the case with false and fabricated allegations solely based on the confession of other accused. He *thirdly* submitted that all the material witnesses were examined, and further detention of the petitioner is unnecessary. He *fourthly* submitted that the petitioner is in judicial custody since 01.01.2025, causing undue hardship to his family. He *fifthly* submitted the petitioner is resident of Krishna District, Andhra Pradesh State, with movable and immovable properties, and is willing to furnish sureties as directed. He *lastly* submitted that previously bail application of the petitioner *vide* CrI.M.P. No.92 of 2025 was dismissed by the IV Additional Sessions Judge at Hyderabad, on 17.01.2025 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 allegations leveled against the petitioner are serious in nature and also investigation is not yet completed, therefore, at this stage, granting of bail to the petitioner does not arise. Hence, 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, it is

apparent that the petitioner is languishing in jail since 01.01.2025 and accused No. 2, who faced the same allegations, was previously granted bail by the trial court. It is noteworthy that the material part of the investigation is completed. Hence, considering the facts and circumstances of the case, 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 learned IV Additional Chief Metropolitan Magistrate at Nampally, Hyderabad.
- ii. The petitioner shall appear before the concerned SHO at 11:00 a.m., on every Monday for a period of eight (8) weeks, 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.

7. Accordingly, the Criminal petition is allowed.

Miscellaneous applications, if any pending, shall stand closed.

K. SUJANA, J

Date: 03.03.2025
gms

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