

THE HONOURABLE SMT JUSTICE K. SUJANA

CRIMINAL PETITION No.2860 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.3 in Crime No.74 of 2025 before the Jagtial Town Police Station, Jagtial District.

2. The brief facts of the case are that the accused persons besides forcefully taking the money from the *de-facto* complainant, also demanded to give more money by blackmailing him with dire consequences. As such, a case was registered against the petitioner *vide* Crime No.74 of 2025 before the Jagtial Town Police, Jagtial District, for the offences punishable under Sections 319(2), 308(2), 140(1), 309(4), 351(2) read with 3(5) of the BNS.

3. Heard Sri Venkat Reddy, learned counsel for petitioner, and Sri Syed Yasar Mamoon, learned Additional Public Prosecutor for 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 solely based on the confession of other accused. He *thirdly* submitted that the petitioner has no role in the alleged crime. He *lastly* submitted that the petitioner is resident of Jagtial District, with movable and immovable properties, and is willing to furnish sureties as directed and prayed the Court to grant anticipatory bail to the petitioner.

5. On the other hand, learned Additional Public Prosecutor submitted that the accused persons blackmailed the *de-facto* complainant by demanding to give more money and also investigation is not yet completed, therefore, the question of granting anticipatory bail to the petitioner at this stage, does not arise. As such, 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 without there being any incriminating evidence, the petitioner was implicated in the case solely based on the confession of other accused persons. 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, Jagtial Town Police Station, Jagtial 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: 06.03.2025
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