

THE HON'BLE SRI JUSTICE J.SREENIVAS RAO

CRIMINAL PETITION NO. 4679 OF 2025

ORDER:

This Criminal Petition is filed by the petitioner/A1, seeking anticipatory bail under Section 482 of Bharatiya Nagrik Suraksha Sanhita (BNSS), in connection with Crime No.72 of 2025 on the file of Matwada Police Station, Warangal District, registered for the offences punishable under Section 69 read with Section 3(5) of BNS.

2. Heard Sri A. Prabhakar Rao, learned counsel for the petitioner and Sri Syed Yasar Mamoon, learned Additional Public Prosecutor appearing for respondent.

3. The case of the prosecution is that on 01.03.2025, one Sandhya gave report stating that she is married and having two children and is working in Shiva Hospital, Warangal. While she was on duty, in the month of July, 2024, one Chukka Jaani got acquainted with her at the said hospital and got believed her that he will take care of her and her children since she does not have husband and met physically and the said issue is also known to his family members, who

also promised the complainant to perform her marriage with the said Jaani. Later, he refused to marry her saying that he already got married and having two children and stopped meeting her. Basing on the said complaint, the present crime has been registered for the above said offence.

4. Learned counsel for the petitioner submits that the petitioner has not committed any offence and he was falsely implicated in the present crime. Even according to the allegations leveled in the complaint, the ingredients of Section 69 of BNS do not attract to the petitioner. The petitioner is a private employee and eking out his livelihood and that he is having small children. He further submits that the petitioner is not having any criminal antecedents and he is ready and willing to cooperate with the investigation and also the conditions which are going to be imposed by this Court.

5. Per contra, learned Additional Public Prosecutor submits that investigation is under progress and at this stage, if the petitioner is granted anticipatory bail, there is every chance of influencing the witnesses and interfering with

the investigation. Hence, the petitioner is not entitled for grant of anticipatory bail. However, he has not disputed that the petitioner is not having any criminal antecedents.

6. Having considered the rival submissions made by the respective parties and after perusal of the material available on record, it reveals that the petitioner and the victim are known to each other and even according to the learned Additional Public Prosecutor the petitioner is not having any criminal antecedents.

7. Taking into consideration all the facts and circumstances of the case, this Court is inclined to grant anticipatory bail to the petitioner subject to the following conditions:

(i) The petitioner/A1 is directed to surrender before the Station House Officer, Matwada Police Station, Warangal District on or before 16.04.2025;

(ii) On such surrender, the Station House Officer of Matwada Police Station, shall release the petitioner/A1 on bail on executing a personal bond for a sum of Rs.25,000/-

(Rupees fifty thousand only) with two sureties for a like sum each to the satisfaction of the said Officer;

(iii) On such release, the petitioner/A1 shall appear before the Station House Officer, Matwada Police Station, on every Monday at 11:00 a.m., for a period of eight weeks for the purpose of investigation and thereafter, as and when required by the police for investigation.

(iv) The petitioner/A1 shall abide by the conditions stipulated under Section 438(2) of the Criminal Procedure Code, 1973/Section 482 of BNSS and shall cooperate with the investigation officer for conclusion of investigation.

8. Accordingly, the Criminal Petition is allowed.

As a sequel, miscellaneous petitions, pending if any, stand closed.

Date: 09.04.2025
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J.SREENIVAS RAO, J