

THE HONOURABLE SRI JUSTICE J. SREENIVAS RAO

CRIMINAL PETITION No.5816 of 2025

ORDER:

This Criminal Petition is filed under Sections 480 and 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS) by the petitioner, who is arrayed as accused, seeking bail in Crime No.1281 of 2024 of L.B.Nagar Police Station, Rachakonda Commissionerate registered for the offences punishable under Section 108 of BNS.

2. The case of prosecution, in brief, is that on 04.12.2024 the father of the deceased lodged a complaint in which he stated that his younger daughter (deceased) marriage was solemnized with Madhusudhan Reddy, as second Marriage and they blessed with one daughter. Since three years his daughter has been working as Accountant in Sun International Office at Rajendranagar and since one week one suspicious phone call from her colleague of Medchal office coming to her daughter's mobile by harassing using with unparliamentarily words and threatening about her second marriage, due to which she disturbed mentally and did not go to office for two days and his son-in-law informed the same to him, on 03.12.2024 the complainant and his wife went to his daughter's house and known about the issue, after having dinner all were slept, on 04.12.2024 at 03:00 hours

when complainant's wife woke up and pushed bathroom door and noticed that door was bolted from inside. Then complainant and his son-in-law forcibly broken the door and found her daughter was committed suicide by hanging to cloth hanger using with scarf. Later the complainant shifted the body from bathroom with the help of son-in-law and noticed that her daughter was died. Further the complainant is expressing suspicion on her death. Basing on the said complaint the above FIR is registered.

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

4. Learned counsel for the petitioner submitted that petitioner has not committed any offence and he was falsely implicated in the present crime. He further submitted that even according to the allegations made in the complaint, the petitioner and the deceased are known to each other since long time and there are no specific allegations against the petitioner to attract the ingredients under Section 108 of BNS. In the absence of the said allegations, the police registered the aforesaid crime and the same is not permissible under law. He further submitted that the petitioner is working as an Accountant and ekingout his livelihood and the entire

family is depending on his income. The petitioner was arrested on 19.04.2025 and the entire investigation is completed. He further submitted that petitioner is not having any criminal antecedents and is ready and willing to cooperate with the investigation and also abide by the conditions, which are going to be imposed by this Court, and hence, prayed for grant of bail.

5. *Per Contra*, the learned Additional Public Prosecutor submitted that the petitioner had committed grave offence under Section 108 of BNS and the investigation is under progress. Therefore, the petitioner is not entitled for grant of bail.

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 deceased are known to each other since long time. Even according to the learned counsel for the petitioner there are no specific allegations leveled against the petitioner to attract the ingredients under Section 108 of BNS. Learned Additional Public Prosecutor basing on the instructions furnished by the concerned officer submitted that 14 witnesses were already examined and the petitioner is not having any criminal antecedents. Taking into consideration of the facts and

circumstances of the case, this Court is inclined to grant bail to the petitioner/accused subject to the following conditions:

- (i) The petitioner/accused is enlarged on bail on his executing a personal bond for a sum of Rs.25,000/- (Rupees Twenty Five Thousand Only) with two sureties for a like sum each to the satisfaction of the II Additional Judicial Magistrate-cum-II Additional Junior Civil Judge at L.B.Nagar, Ranga Reddy District.
- (ii) The petitioner/accused shall appear before the concerned S.H.O. at 11.00 A.M. on every Sunday, for a period of eight (8) weeks or till filing of the charge sheet whichever is earlier, for the purpose of investigation, and thereafter, as and when required.
- (iii) After release, if the petitioner/accused indulges in similar offence, the respondent-State is entitled to file an application seeking cancellation of the bail granted by this Court in his favour.
- (iv) The petitioner/accused shall abide by the conditions stipulated in Section 483 (3) of BNSS.

7. Accordingly, the Criminal Petition is allowed.

Miscellaneous applications, pending if any, shall stand closed.

J.SREENIVAS RAO, J

Date: 01.05.2025

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