

THE HONOURABLE SRI JUSTICE J. SREENIVAS RAO

CRIMINAL PETITION No.6366 of 2025

ORDER:

This Criminal Petition is filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS) by the petitioner/accused seeking bail in Crime No.506 of 2025 of Kukatpally Police Station, Cyberabad Commissionerate, registered for the offences punishable under Sections 108 and 85 of the Bharatiya Nyaya Sanhita, 2023 (BNS).

2. The case of prosecution in brief is that the de facto complainant lodged a complaint stating that he is having only one daughter Laxmi Priya. While pursuing B.Tech., she fell in love with the petitioner and he performed marriage about 18 months back to her daughter and the petitioner and both moved to Kukatpally and doing software jobs and his daughter was six months pregnant. The petitioner developed illegal relationship with another lady, due to which, he has been harassing, abusing and beating his daughter and the same was informed by his daughter to him. When his daughter asked the petitioner about illegal relationship with another lady, the petitioner stated that “if you want to live with me, live, otherwise go and die”. On

11.04.2025 at about 9.30 hours, the de facto complainant came to know that his daughter died by hanging. Hence, the complaint.

3. Heard Mr. Y. Shreyas Reddy, 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 the petitioner has not committed the offence and he was falsely implicated in the present crime. The petitioner never harassed or instigated the deceased to commit suicide. Hence, the ingredients under Section 108 of the BNS are not attracted against the petitioner, even according to the allegations made in the complaint as well as in the remand case diary and the other offence i.e., Section 85 of the BNS is concerned, the same is punishable with an imprisonment of less than seven years. The petitioner was arrested on 13.04.2025 and he has been in judicial custody for more than 64 days. The entire investigation is completed except filing of the charge sheet. The petitioner is a software engineer and he is not having any criminal antecedents. The petitioner is ready and willing to cooperate with the investigation and also abide by the conditions, which are going to

be imposed by this Court. Hence, the petitioner is entitled for grant of bail.

5. Per contra, learned Additional Public Prosecutor submitted that the petitioner has committed a grave offence and the investigation is not completed. At this stage, if the petitioner is enlarged on bail, he will interfere with the investigation and influence the witnesses. Hence, 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 was arrested on 13.04.2025 and since then, he was in judicial custody. Even according to the learned Additional Public Prosecutor, so far fifteen (15) witnesses were examined and custodial interrogation of the petitioner is not required and that the petitioner is not having any criminal antecedents.

7. Taking into consideration 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 shall be enlarged on bail on his executing a personal bond for a sum of Rs.50,000/-(Rupees fifty thousand only) with two sureties for a like sum each to the satisfaction of the XII Additional Metropolitan Magistrate at Prashanth Nagar, Kukatpally.
- (ii) The petitioner/accused shall appear before the concerned S.H.O. at 11.00 A.M. on every Saturday, for a period of four (4) weeks or till filing of the charge sheet whichever is earlier, for the purpose of investigation, and thereafter, as and when required.
- (iii) The petitioner/accused shall not interfere with the investigation or influence the witnesses.
- (iv) The petitioner/accused shall abide by the conditions stipulated in Section 483 (3) of BNSS.

8. Accordingly, the Criminal Petition is allowed.

Miscellaneous applications, pending if any, shall stand closed.

J.SREENIVAS RAO, J

Date: 18.06.2025

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