

THE HONOURABLE SRI JUSTICE J. SREENIVAS RAO

CRIMINAL PETITION No.6556 of 2025

ORDER:

This Criminal Petition is filed under Sections 480 and 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short, 'BNSS') by the petitioner, who is arrayed as accused, seeking bail in Crime No.13 of 2025 of Chandanagar Police Station, Cyberabad, registered for the offence punishable under Sections 64(2)(m), 115(2) and 351(2) of the Bharatiya Nyaya Sanhita, 2023 (for short 'BNS') and Section 3(1)(r)(s) of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989 (for short 'the SCs' & STs' (POA) Act').

2. The case of the prosecution in brief is that in the year 2020 while the complainant was studying LLB 1st year, she developed acquaintance with the petitioner and they fell in love with each other. In the year 2020, under a false promise of marriage the complainant was sexually exploited and later she came to know that he was married person and so she avoided him. In the month of November, 2022 she married a person by name Rajinikanth. When she was residing at Uppal

with her husband, petitioner again came in contact with her and under threat that he would circulate their private photographs in social media, he took her and they started living in a pent house at New Shankar Nagar Park, Chandanagar. The petitioner again started subjecting the complainant to threat and he abused her in the name of caste. On 28.12.2024, the complainant conveyed the same to her uncle and on 29.12.2025, without giving any information the petitioner left her. Hence, the present complaint.

3. Heard Mr.B.Satyam Reddy, learned counsel representing Mr.Challa Srinivas, learned counsel for the petitioner and Mr.Syed Yasar Mamoon, learned Additional Public Prosecutor appearing for respondent No.1-State.

4. Learned counsel for the petitioner submitted that the petitioner is innocent person and he did not commit the alleged offence and he was falsely implicated in this crime. Even according to the allegations made in the complaint, the petitioner and the de-facto complainant are known to each other since 2020 and hence, the ingredients of Section 64(2)(m) of BNS are not attracted against the petitioner and the punishment prescribed for the other offences is below seven years. He further

submitted that the petitioner was arrested on 25.04.2025 and since then he is in judicial custody and entire investigation is completed, except filing of charge sheet. He further submitted that the petitioner is not having any other criminal antecedents and he is eking out his livelihood by doing private employment and entire family is depending upon his income. He further submitted that the petitioner is ready to cooperate with the investigation and also ready to abide by the conditions, which are going to be imposed by this Court and hence, prayed for grant of bail.

5. *Per contra*, learned Additional Public Prosecutor submitted that the petitioner has committed grave offence and the investigation is under progress and if the petitioner is released on bail at this stage, he may tamper with the evidence and may threaten the witnesses, and hence, prayed to dismiss the petition.

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 25.04.2025 and since then he is in judicial custody. Even according to the allegations made in the complaint, the petitioner and the de-facto complainant are known to

each other since 2020. Even according to the learned Additional Public Prosecutor, petitioner is not having any other criminal antecedents and 14 witnesses were already examined.

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 execute a personal bond for a sum of Rs.30,000/-(Rupees Thirty Thousand only) with two sureties for a like sum each to the satisfaction of the IX Judicial Magistrate of First Class, Ranga Reddy District at Kukatpally.

(ii) The petitioner/accused shall appear before the concerned SHO at 11.00 A.M. on every Monday, for a period of six (6) weeks or till filing of charge sheet whichever is earlier, for the purpose of investigation and thereafter, as and when required.

(iii) After release, the petitioner/accused shall not try to influence any of the prosecution witness in any manner or directly or indirectly try to contact the victim and her family.

(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:11.06.2025

vsl