

The Hon'ble Sri Justice J.Sreenivas Rao

Criminal Petition No.7615 of 2025

Order:

This Criminal Petition is filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short, 'BNSS') seeking anticipatory bail to the petitioner/accused in Crime No.285 of 2025 of Kollur Police Station, Cyberabad, registered for the offences punishable under Sections 316(4), 319(2), 338, 336(3) and 340(2) of Bharatiya Nyaya Sanhitha, 2023 (for short 'BNS').

2. The case of prosecution in brief is that on 11.06.2025 at about 19:20 hours, the complainant lodged a complaint, stating that the petitioner, while working as Sales Manager in Aparna Newlands project, Sales office, Osman Nagar, Hyderabad, committed financial fraud by manipulating the company records and forged the signatures of Managing Director and Assistant General Manager of Aparna Constructions and Estates Private Limited and believing the false assurance given

by the petitioner, the victim- B.S.Murali Krishna transferred an amount of Rs39,43,628/- to the personal bank account of the petitioner. Basing on the said complaint, the present crime is registered against the petitioner for the aforesaid offences.

3. Heard Mr. M.P.K.Aditya, learned counsel for the petitioner/accused and Mr. Syed Yasar Mamoon, learned Additional Public Prosecutor for the respondent/State.

4. Learned counsel for the petitioner submitted that the petitioner has not committed any offence and he was falsely implicated in this case. Learned counsel further submits that basing on the very same allegations, the victim- B.S.Murali Krishna, lodged a complaint against the petitioner and the same was registered as Crime No.392 of 2025 on the file of Panjagutta Police Station, Panjagutta West Zone Division, Hyderabad, for the offences punishable under Sections 318(4), 336, 338(1), 339 and 340 of BNS and Sections 66(C) and 66(D) of the Information Technology Act, 2000, and the petitioner was already arrested in connection with the said crime on

25.05.2025 and enlarged on bail on 19.06.2025. Hence, the learned counsel prays that the petitioner be granted anticipatory bail as he is ready and willing to cooperate with the investigation and abide by the conditions as may be imposed by this Court.

5. On the other hand, learned Additional Public Prosecutor submitted that the petitioner has committed grave offence and he received a sum of Rs39,43,628/- from the victim-B.S.Murali Krishna in respect of a residential flat but later he neither handed over the flat by executing a sale deed nor refunded the amount and the investigation is in progress and at this stage, the petitioner is not entitled for grant of anticipatory bail.

6. Having considered the rival submissions made by learned counsel for the respective parties and after perusal of the material available on record, it reveals that based on the very same allegations as made in the present crime, the victim had filed a complaint, which was registered as Crime No.392 of

2025 against the petitioner for the very same offences on 25.05.2025 and in the said case the petitioner was already arrested on 25.05.2025 and enlarged on bail on 19.06.2025. However, during the pendency of Cr.No.392 of 2025, the complainant lodged the present crime with the very same allegations before Kollur Police Station on 11.06.2025.

7. In view of the same, this Court is inclined to grant anticipatory bail to the petitioner/accused, subject to the following conditions:

- i. The petitioner/accused shall surrender before the Station House Officer, Kollur Police Station, Cyberabad, on or before 04.07.2025, and on such surrender, the said Station House Officer shall release the petitioner/accused on bail on his executing a personal bond for Rs.1,00,000/- (Rupees One Lakh only) with two sureties, for a like sum each.
- ii. On such release, petitioner/accused shall appear before the Station House Officer, Kollur Police Station, on every Monday at 11:00 a.m. 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, the petitioner/accused shall not influence the witnesses or interfere with the investigation.

iv. Petitioner/accused shall abide by the conditions stipulated under Section 482(2) of BNSS and shall cooperate with the Investigating Officer in the investigation.

8. Accordingly, the Criminal Petition is allowed.

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

Date: 27.06.2025
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J.SREENIVAS RAO, J