

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.10376 of 2025

ORDER:

Seeking the Court to enlarge the petitioners, who are arrayed as accused Nos.1, 2 and 6 in Crime No.60 of 2025 of Penchikalpet Police Station, Komarambheem Asifabad District, on bail, the present Criminal Petition is filed.

2. The brief facts of the case are that on 30.06.2025 the *de-facto* complainant lodged a complaint before the Police stating that she has six sons, and her 6th son by name Deekonda Sridhar after having dinner at 8.30 PM went outside the house informing that he has some personal work. At 9.30 PM, the Grama Sarpanch came to her house and informed that Potte Rajanna, Potte Rajitha, Katela Thogaiah, Katela Lasmaiah, Katela Manga and Potte Lachanna committed murder of her son. When she asked the place of incident, he informed that it is cotton back yard of Katela Lasmaiah. The *de-facto* complainant along with her other sons went to the place of incident and found the dead body of Deekonda Sridhar in pool of blood. The *de-facto* complainant stated that above persons

killed her son because of illicit relationship with Rajitha, the wife of Potte Rajanna. Basing on the same, the police registered case and arrested the petitioners on 02.07.2025.

3. Heard Sri S. Chandra Sekhar, learned counsel appearing on behalf of the petitioners as well as Sri Syed Yasar Mamoon, learned Additional Public Prosecutor appearing on behalf of the respondent - State.

4. Learned counsel for the petitioners submitted that the allegations made against the petitioners were false and baseless. The police have registered case and arrested the petitioners only on the basis of suspicion and there is no eye witness to the incident and the petitioners herein are falsely implicated in this crime. He further submitted that the material part of the investigation is completed and that the petitioners are in jail since 02.07.2025. Therefore, he prayed the Court to grant bail to the petitioners by allowing this criminal petition.

5. On the other hand, learned Additional Public Prosecutor opposed the submissions made by the learned counsel for the petitioners stating that there are serious allegations against the petitioners and it is an offence under Section 103(1) r/w 3(5) of

BNS. At this stage, granting of bail to the petitioners does not arise. Therefore, he prayed the Court to dismiss the criminal petition.

6. In light of the submissions made by both learned counsel and upon perusal of the material available on record, it is stated that the petitioners have killed the deceased due to the illicit relationship with Rajitha, who the wife of Potte Rajanna. The incident was informed by Grama Sarpanch to the *de-facto* complainant. As seen from the remand report, the material part of the investigation is completed and witnesses were already examined by the prosecution. Considering the facts and circumstances of the case as well as the incarceration period of the petitioners, this Court deems it fit to grant bail to the petitioners, subject to the following conditions:

- i. The petitioners shall execute a personal bond for a sum of Rs.25,000/- (Rupees Twenty Five Thousand only) each, with two sureties for a like sum each to the satisfaction of the learned Judicial First Class Magistrate, Sirpur (T), Komaram-bheem Asifabad District.
- ii. The petitioners shall appear before the concerned SHO at 11:00 a.m., on every

Monday for a period of eight (8) week or till filing of charge sheet whichever is earlier, for the purpose of investigation, and thereafter, as and when required.

- iii. The petitioners shall abide by the conditions stipulated in Section 437(3) of Cr.P.C.(presently, Section 480(3) of the BNSS).

8. Accordingly, the Criminal petition is allowed.

Miscellaneous applications, if any pending, shall stand closed.

K. SUJANA, J

Date: 02.09.2025
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