

THE HONOURABLE SMT JUSTICE K. SUJANA

CRIMINAL PETITION No.10439 of 2025

ORDER:

This Criminal Petition is filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') for grant of pre-arrest bail to the petitioner, who is arrayed as accused No.1 in Crime No.414 of 2025 before the Mavala Police Station, Adilabad District, registered for the offences punishable under Sections 447, 417, 467, 468, 471 and 506 read with Section 34 of the Indian Penal Code, 1860 (for short, 'IPC').

2. The case of the prosecution is that the *de facto* complainant lodged a report with the Police stating that, as per RC No. C/796/2013 dated 31-03-2013, Plot No. 905 in Survey No.170 was granted in his name. He was in possession of the original title deed issued by the then Tahsildar. However, accused Nos. 1 to 4 allegedly created a duplicate title deed by forging the signature of the Tahsildar, unlawfully occupied the said plot, and subsequently sold it to one Kistanna. When the complainant approached the accused to discuss the matter, they allegedly threatened to assault him and warned that they would kill him if he returned to the plot.

Based on the said complaint, the police registered a case *vide* Crime No. 414 of 2025 for the aforementioned offences.

3. Heard Sri Kema Srikanth, learned counsel for petitioner and Sri Syed Yasar Mamoon, learned Additional Public Prosecutor for respondent-State.

4. Learned counsel for the petitioner submitted that the petitioner is innocent and is complete stranger to the allegations made against her. He further submitted that, apart from the confessional statements of the co-accused, no other evidence has been collected by the Investigating Officer to implicate the petitioner in this case and that the petitioner has no criminal antecedents. Therefore, prayed this Court to grant pre-arrest bail to the petitioner by allowing this criminal petition.

5. On the other hand, learned Additional Public Prosecutor vehemently opposed the submissions made by learned counsel for petitioner, stating that the allegations leveled against the petitioner are serious in nature. At this stage, granting of pre-arrest bail to the petitioner does not arise. Therefore, he prayed the Court to dismiss the Criminal Petition.

6. After considering the submissions made by both the learned counsel and reviewing the material available the record, this Court finds that the material part of the investigation is completed and considering the facts and circumstances of the case, the petitioner is granted pre-arrest bail subject to compliance of the following conditions:

- i. The petitioner shall surrender before the Station House Officer, Mavala Police Station, Adilabad District, within two weeks from today, and on such surrender, the said Station House Officer shall release her on bail on executing a personal bond for Rs.25,000/- with two sureties, for the like sum each.
- ii. The petitioner shall abide by the other conditions stipulated in Section 482(2) of Bharatiya Nagarik Suraksha Sanhita, 2023 and co-operate with the Investigating Officer in investigating the case.
- iii. The petitioner shall appear before the concerned Investigating Officer on every Monday between 09:00 A.M., and 05:00 P.M., till the filing of the charge sheet and thereafter, as and when required

7. Accordingly, this Criminal Petition is allowed.

Miscellaneous applications, if any pending, shall stand closed.

K. SUJANA, J

Date: 22.08.2025
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