

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.12392 of 2025

Seeking the Court to enlarge the petitioner who is arrayed as accused in FIR.No.380 of 2025 of Adibatla Police Station, Rachakonda Commissionerate, on bail, the present Criminal Petition is filed.

2. The brief facts of the case are that, on 27.06.2025, the de-facto complainant lodged a report before the police stating that, in the year 2024, at that time of Milan-Un-Nabi festival one-person namely Sameer unnecessarily quarreled with the complainant, the petitioner/Accused had interfered into the matter and caught hold the complainant collar and quarreled with him. Later, in the month of June-2025, on Bakrid festival, while the complainant present in his colony, the petitioner herein wished the complainant, at that time the complainant didn't observed him, due to that the complainant didn't wish the petitioner herein. After that the petitioner minded the previous issues and on 26.06.2025, when the complainant went to Kirana Shop and purchased the

milk and groceries and he reached to Chowrasta, the petitioner abstracted the complainant and he minded the previous issues and argued with the complainant, the petitioner abused the complainant in filthy language and he took one sharp knife with him and he attacked on the complainant with knife due to that the complainant received severe bleeding injuries on his chin, left ear back side on head, left side of chest, left side of stomach, and the complainant escaped from him and he run away into his house, at that time his brother found him and shifted him to Govt. Hospital Vanasthalipuram for treatment, after getting first aid, the complainant shifted to Osmania Hospital for better treatment. Hence, he requested to take necessary action against the petitioner. Basing on the said compliant, the police registered a case in FIR No. 380 of 2025 for offences punishable under sections 109 and 126 (2) of the Bharatiya Nyaya Sanhita, 2023.

3. Heard Sri Vemula Sudhakar Babu, learned counsel appearing on behalf of the petitioner as well as Sri Arun

Kumar Doddla, learned Additional Public Prosecutor for respondent-State.

4. Learned counsel for the petitioner submitted that the petitioner is innocent of the alleged offences and even, according to the Remand Case Diary, the de-facto complainant sustained only simple injuries and the prosecution implicated the petitioner for the offence under Section 109 of BNS. It is further submitted that the petitioner is in jail from 29.07.2025 i.e. for the last two months. It is further submitted that the material part of the investigation was already completed. Therefore, he prayed the Court to grant bail to the petitioner by allowing this criminal petition.

5. On the other hand, learned Additional Public Prosecutor opposed the submissions made by the learned counsel for the petitioner stating that the allegations leveled against the petitioner are serious in nature. Further, the investigation is not yet completed. Therefore, he prayed the Court to dismiss the criminal petition.

6. In light of the submissions made by both the learned counsel and upon perusal of the material available on record, it appears that the petitioner herein is in jail from 29.07.2025 and the alleged offence under Section 109 of BNS act, does attract in this case, as the de-facto complainant sustained only simple injuries. Further, LWs 1 to 12 witnesses were already examined. Considering the facts and circumstances of the case, the nature of the allegations, the stage of investigation, and the duration of incarceration, this Court finds it appropriate to grant bail to the petitioner, subject to the following conditions.

- i. The petitioner/accused 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 XV Judicial First-Class Magistrate, at Ibrahimpatnam.

- ii. The petitioner/accused 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 petitioner/ accused shall abide by the conditions stipulated in Section 437(3) of Cr.P.C. (presently, Section 480(3) of the BNSS).

7. Accordingly, the Criminal petition is allowed.

Miscellaneous applications, if any pending, shall stand closed.

K. SUJANA, J

Date: 24.09.2025
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