

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.12414 of 2025

ORAL ORDER:

Seeking the Court to enlarge the petitioner, who is arrayed as accused No.3 in Crime No.168 of 2025 of Nellikudur Police Station, Mahabubabad District, on bail, the present Criminal Petition is filed.

2. The brief facts of the case are that the complainant reported the death of his mother, Veeragani Radhamma, who was found with head injuries and her body thrown into a well near her house at Nellikudur. The petitioner/A-3 was arrested on 17.09.2025 in Crime No.168 of 2025 of Nellikudur P.S. and has been in judicial custody since then.

3. Heard Sri R. Prasanth, learned counsel appearing on behalf of the petitioner as well as Sri D. Arun Kumar, learned Additional Public Prosecutor appearing on behalf of the respondent – State.

4. Learned counsel for the petitioner submitted that the petitioner was a permanent resident of Nellikudur with no

criminal antecedents and that investigation was substantially completed, material witnesses were examined, and there was no risk of tampering with evidence. Except for a confession before the police, which had no evidentiary value, there was no material to connect the petitioner with the offence. It was further argued that the offence alleged against A-3 was punishable below seven years, yet the police arrested him without issuing notice under Section 35(1) BNSS. 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 submitted that the allegations against accused Nos.1 and 2 were under Sections 103 and 238 read with Section 3(5) of BNS, while the allegations against the petitioner were only under Section 238 of BNS. Therefore, he prayed the Court to pass appropriate orders.

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 has been in jail since 17.09.2025. As seen from the record, the material part of the investigation has been completed and all witnesses have

been examined. Considering the facts and circumstances of the case and the incarceration period of the petitioner, this Court deems it fit to grant bail to the petitioner, subject to the following conditions:

- i. The petitioner 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 Magistrate of First Class, Thorrur.
- ii. The petitioner 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 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
SAI

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