

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.12886 of 2025

ORDER:

This Criminal Petition is filed seeking the Court to enlarge the petitioner, on bail, who is arrayed as accused in S.C.PCS.No.335 of 2025 on the file of the learned XII Additional Sessions Judge, Hyderabad.

2. The brief facts of the case are that on 19.05.2025, the complainant lodged a report stating that her 17-year-old daughter went missing after being dropped at Pragathi College, Hanuman Tekdi, Hyderabad, for her CA Foundation examination. She suspected one Bhanu Prasad, aged 22 years, of being behind the disappearance of her daughter, alleging that he had earlier harassed and threatened her daughter and family.

3. Heard Sri Mohammed Ghouse Pasha, learned counsel appearing on behalf of the petitioner as well as Sri E. Ganesh, learned Assistant Public Prosecutor appearing on behalf of the respondent - State.

4. Learned counsel for the petitioner submitted that the petitioner was innocent, falsely implicated, and had no role in the alleged offence and that there were no specific overt acts attributed to him and that the prosecution story was baseless and fabricated. He further submitted that the petitioner was a student pursuing engineering, in judicial custody since 29.05.2025, and that continued detention would ruin his academic career and future. He contended that the material part of the investigation was completed, the witnesses were examined, and no purpose would be served by keeping the petitioner in custody. Therefore, he prayed the Court to grant bail to the petitioner by allowing this criminal petition.

5. On the other hand, learned Assistant Public Prosecutor opposed the bail petition stating that the allegations leveled against the petitioner is heinous in nature and he harassed the victim and this family. Further, the POCSO Act was registered against the petitioner and that the trial was not yet completed. At this stage, granting of bail to the petitioner does not arise. Therefore, he prayed the Court to dismiss the criminal petition.

6. In the light of the submissions made by both the learned counsel and upon a perusal of the material available on record,

it appears that the petitioner has been in jail since 29.05.2025. The record indicates that the charge sheet has already been filed, and the only objection raised by the learned Assistant Public Prosecutor is that, if the petitioner is released on bail, there is every possibility of threatening or influencing the victim. However, the crime pertains to the year 2025, and though the charge sheet has been filed, there is no likelihood of the trial being concluded in the near future. Considering the facts and circumstances of the case, 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), with two sureties for a like sum each to the satisfaction of the learned XII Additional Sessions Judge, Hyderabad.
- 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).

- iv. The petitioner shall not contact, communicate with, or approach the victim or her family members, either directly or indirectly, through any means including phone calls, messages, emails, or social media platforms.
- v. The petitioner shall not involve himself in any similar offences or criminal activities during the period of bail.
- vi. In case of violation of any of the above conditions, the prosecution shall be at liberty to seek cancellation of bail.

7. Accordingly, the Criminal petition is allowed.

Miscellaneous applications, if any pending, shall stand closed.

K. SUJANA, J

Date: 15.10.2025
SAI

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