

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.13152 of 2025

This Criminal Petition is filed before this Court for grant of bail to the Petitioners who are arrayed as accused Nos.1 and 2 in FIR No.127 of 2025 of Bomraspet Police Station, Vikarabad District, registered for the offences punishable under Sections 191(2), 191(3), 118(1), 118(2), 109(1), 115(2), 351(2) read with 190 of the BNS.

2. The brief facts of the case are that on 06.09.2025, the de-facto complainant lodged a report before the police stating that on 05.09.2025, in the evening during the immersion procession of Lord Vinayaka in their village, around 6:30 PM, the complainant's nephews, Sai Kumar and Harshavardhan, were watching the procession near the Shivalayam temple. At that time, two men from the village, Erra Naveen/A1 and Badempalli Naveen/A2, threatened them using abusive language. When the nephews informed the complainant's elder brother, Narsimulu, they all went immediately to question A1 and A2. The petitioners submit that the allegations against them have arisen due to old enmity between the parties. It is alleged that the complainant and his elder brother were attacked near a village procession by certain individuals, including A1, who allegedly stabbed the complainant's elder brother Narsimulu with a knife. Further, it is stated that A2 struck the complainant on his head with a broken beer bottle, causing bleeding injuries, and others joined in

assaulting them. The petitioners deny any involvement in the said incident and submit that the allegations are motivated by past grudges and misunderstandings. It is further submitted that the complainant and his brother were treated at the Government Hospital, Kodangal for their injuries. Hence, he requested to take necessary action. Basing on the said complaint, the police registered a case for the above said offences.

3. Heard Sri R.Prasanth, learned counsel appearing on behalf of the petitioners as well as Sri Arun Kumar Doddla, learned Additional Public Prosecutor for respondent-State.

4. Learned counsel for the petitioners submitted that the petitioners are innocent of the allegations made against them. It is submitted that A1 was arrested on 09.09.2025 and A2 has been in judicial custody since 17.09.2025, while the other accused have been granted anticipatory bail. The material part of the investigation has already been completed, and all material witnesses have been examined. Therefore, he prayed the Court to grant bail to them by allowing this criminal petition.

5. On the other hand, the learned Additional Public Prosecutor opposed the submissions made by the learned counsel for the petitioners, stating that the allegations against them are serious in nature. He further submits that there is no previous criminal history against the petitioners. It is also submitted that the charge sheet has

already been filed. 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 perusal of the material available on record, it appears that the petitioners are in jail from 09.09.2025. Further, as seen from the record, LWs 1 to 14 witnesses were examined. Considering the facts and circumstances of the case, this Court finds it appropriate to grant bail to the petitioners/accused Nos.1 and 2 subject to the following conditions.

- i. The petitioners/accused Nos.1 and 2 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, Kodangal.
- ii. The petitioners/accused Nos.1 and 2 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/accused Nos.1 and 2 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.

Date: 15.10.2025
dsv

K. SUJANA, J

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Date:15.10.2025

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