

THE HONOURABLE SMT JUSTICE K. SUJANA

CRIMINAL PETITION No.13592 of 2025

ORDER:

The present Criminal Petition is filed praying this Court to grant pre arrest bail to the petitioner who is arrayed as accused No.4 in FIR.No.140 of 2025 before the Kulkacherla Police Station, registered for the offences punishable under Sections 318(4), 316(5) read with 3(5) of BNS.

2. The brief facts of the case are that the complainant lodged a police complaint alleging that the petitioner, along with other accused persons, under the pretext of offering a loan against mortgage, induced him and got the property to registered in the name of the petitioner. Basing on the same, the police registered a case for the offences as alleged.

3. Heard Sri S.Goutham, learned counsel for petitioner, and Sri D. Arun Kumar, learned Additional Public Prosecutor appearing for respondent – State.

4. Learned counsel for the petitioner submitted that petitioner is innocent of the offences as alleged and is no way connected to the alleged offence. He further submitted that petitioner purchased the said property for valid consideration and the property was registered in his name. He asserted that the investigation in the case is completed and other accused are already arrested. Therefore, he prayed this Court to grant anticipatory 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 petitioner stating that the petitioner is a habitual offender and number of victims suffered in the hands of petitioner. He contended that two other crimes are registered with the same allegations that under the guise of execution of mortgage deed, the registrations of property is managed to be registered in the name of petitioner.

Therefore, he prayed this Court to dismiss the criminal petition, stating that if the relief of anticipatory bail is granted to petitioner, the investigation would be hampered.

6. Having regard to rival submissions made and on going through the material placed on record, it is noted that the complaint averments would clearly disclose that there is no entrustment of property before the registration of property and petitioner is shown as accused alleging that she got the property registered in her name and other accused who instigated the complainant to do so are already arrested. Considering the fact that the investigation is completed, this Court is of the opinion that custodial interrogation of this petitioner is not necessary. Therefore, this Court deems it fit to grant pre-arrest bail to petitioner, subject to compliance of the following conditions:

- i. The petitioner shall surrender before the Station House Officer, Kulkacherla Police Station, Vikarabad within two weeks from today, and on such surrender, the said Station House Officer shall release

petitioner on bail, on her executing a personal bond for Rs.25,000/- (Rupees Twenty Five Thousand only), 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 Wednesday 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: 30.10.2025
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