

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.13812 of 2025

ORDER:

Seeking the Court to enlarge the petitioners-accused Nos.1 to 3 in Crime No.1148 of 2025 of KPHB Colony Police Station, Cyberabad Commissionerate, on bail, the present petition is filed.

2 . The brief facts of the case are that, on 05.09.2025, the *de-facto* complainant lodged a report stating that on 04.09.2025, at around 23:30 hours, while he was proceeding to IDL Lake to perform the immersion of a Ganesh idol, Accused No.1 along with other accused persons attacked him. He further stated that he was rescued by other individuals present at the scene, and had they not intervened, he would have been killed, as such he requested the police to take necessary action. Based on the complaint, a case was registered as Crime No.1148 of 2025 for offences punishable under Section 109 read with Section 3(5) of the Bharatiya Nyaya Sanhita (BNS).

3. Heard Sri S. Ganesh, learned counsel appearing for Sri Srinivas G, learned counsel appearing for the petitioners as well as

Sri D. Arun Kumar, learned Additional Public Prosecutor appearing on behalf of the respondent-State.

4. Learned counsel for the petitioners submitted that the petitioners are innocent of the allegations leveled against them, and there are no injuries on the *de-facto* complainant except for an alleged attempt by the petitioners to attack him, as such, no serious allegations have been made against them. He further submitted that the petitioners were arrested on 05.09.2025 and have been in judicial custody since then, and a substantial portion of the investigation has already been completed. Although the remand report indicates that several cases are pending against Accused No.1, all except one have resulted in acquittal, and therefore, no rowdy sheet is currently pending against Accused No.1 and prayed the Court to grant bail to the petitioners by allowing this criminal petition.

5. On the other hand, learned Additional Public Prosecutor opposed the submissions made by the learned counsel for the petitioners, contending that the allegations against the petitioners are grave in nature and that the investigation is still ongoing, and a rowdy sheet is pending against Accused No.1. He further submitted that if Accused No.1 is released on bail, he may continue engaging

in similar activities, and therefore, prayed that the Court dismiss the criminal petition.

6. In light of the submissions made by both the learned counsel and upon a perusal of the material available on record, it is evident that the petitioners have been in judicial custody since 05.09.2025. As reflected in the remand case diary, prosecution witnesses LWs.1 to 14 have already been examined. Considering the overall facts and circumstances of the case, including the nature of the allegations, the stage of investigation, and the duration of incarceration, this Court finds it appropriate to grant bail to the petitioners, subject to the following conditions:

- i. The petitioners 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 III Additional District and Sessions Judge, Medchal-Malkajgiri District.
- ii. The petitioners 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 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: 31.10.2025
SS

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