

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.14093 of 2025

ORDER:

Seeking the Court to enlarge the petitioner-accused No.2 in Crime No.105 of 2025 of Zahirabad Rural Police Station, Sangareddy District, on bail, the present petition is filed.

2 . The brief facts of the case are that, on 08.09.2025, while the complainant was conducting vehicle checks, the petitioner was found riding a motorcycle along with accused Nos.1 and 3. When the police attempted to stop the vehicle, the accused allegedly pushed the constables and fled, prompting a chase involving the patrol vehicle. During the pursuit, one sword and one knife were seized, while accused No.3 managed to escape from the scene. Based on the complaint, the Police registered Crime No.105 of 2025 for offences punishable under Sections 109, 111, and 132 of the Bharatiya Nyaya Sanhita (BNS), and Section 25(1A) of the Arms Act.

3. Heard Sri Syed Ahmed, learned counsel appearing for 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 is innocent and has been falsely implicated and that there is no specific complaint justifying the invocation of Section 109 of BNS, and that the provision was misapplied solely to detain the petitioner, and that the allegations primarily concern accused No.1, who allegedly has enmity with LW.3, whereas the petitioner has no such enmity with anyone. He further submitted that the petitioner was arrested on 08.09.2025 and has remained in judicial custody since then, and a substantial portion of the investigation already completed. Therefore, prayed the Court to grant 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 the petitioner, contending that the allegations against the petitioner are grave in nature and that the investigation is still ongoing and there are criminal antecedents against accused

No.1 and the petitioner was found in association with him during the commission of the alleged offence. Therefore, prayed the Court to 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 petitioner has been in judicial custody since 08.09.2025. As reflected in the remand case diary, prosecution witnesses LWs.1 to 8 have already been examined. Furthermore, there are no criminal antecedents against the petitioner. Considering the overall facts and circumstances of the case, including the nature of the allegations, the stage of investigation, the period of incarceration, this Court finds it appropriate to grant bail to the petitioner, subject to the following conditions:

- i. The petitioner shall execute a personal bond for a sum of Rs.15,000/- (Rupees Fifteen Thousand only) each, with two sureties for a like sum each to the satisfaction of the learned Judicial First Class Magistrate, Zahirabad at Zahirabad.

- ii. The petitioner shall appear before the concerned SHO at 11:00 a.m., on every Monday for a period of eight (4) 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: 06.11.2025
SS

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