

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.14032 of 2025

ORDER:

This Criminal Petition is filed before this Court for grant of bail to the Petitioner who is arrayed as accused No.2 in FIR No.251 of 2025 of Vikarabad Town Police Station, Vikarabad, registered for the offences punishable under Section 105 r/w 3(5) of the Bharatiya Nyaya Sanhita (for short 'BNS').

2. The brief facts of the case are that on 05.07.2025, the de facto complainant lodged a report before the police stating that on the same day, he along with his wife and relatives with their families had visited his daughter's house at Miyapur, Hyderabad, as part of their tour to the Wilderness Resort at Vikarabad. The complainant along with his wife, daughter and relatives decided to go boating in a pond with the assistance of the boat driver. Due to rain and strong winds, the boat turned turtle and all of them fell into the water. Immediately, the resort staff attempted to rescue them and managed to bring the complainant's wife and one Poonam Singh to the shore. Apparently, they were unconscious and upon being admitted to the hospital, doctors declared the complainant's wife and Poonam Singh dead. Hence, he requested to take necessary action. Basing on the said complaint, the police registered a case against Accused Nos.1 to 3,

who are the Managing Director, Manager and driver of the Wilderness Resort for the above said offences.

3. Heard Sri Enuganti Sudhanshu Rao, learned counsel appearing on behalf of the petitioner as well as Sri Arun Kumar Doddla, learned Additional Public Prosecutor for respondent-State.

4. Learned counsel for the petitioner submitted that there are no specific allegations against the petitioner either in the complaint or in the confession statement of Accused No.1. It is further submitted that Accused No.3 was released on bail on 09.09.2025. The petitioner/A2 has been in judicial custody since 07.10.2025. The petitioner is in no way connected with the alleged offence and the material part of the investigation has already been completed. Therefore, he prayed the Court to grant regular bail to him 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 petitioner, contending that the allegations against the petitioner are of a serious and grievous nature. Therefore, he prayed the Court to dismiss the criminal petition.

6. Considering the submissions made by both the learned counsel and upon perusal of the material available on record, it appears that the petitioner has been in judicial custody since 07.10.2025 and LWs.1 to 15 have already been examined. Having regard to the progress of the investigation, it further appears that Section 105 of the

BNS may not be attracted to the present case. Considering the facts and circumstances of the case, this Court finds it appropriate to grant bail to the petitioner/accused No.2 subject to the following conditions.

- i. The petitioner/accused No.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 at Vikarabad, Vikarabad District.
- ii. The petitioner/accused No.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 petitioner/accused No.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: 07.11.2025
DSV/SRK

K. SUJANA, J

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