

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.14443 of 2025

ORDER:

This Criminal Petition is filed before this Court for grant of bail to the petitioner, who arrayed as accused No.2 in Crime No.160 of 2025 of Chinthapally Police Station, Nalgonda District, registered for the offences punishable under Section 109 read with 3 (5) of the Bharatiya Nyaya Sanhita (for short 'BNS').

2. The brief facts of the case are that on 03.10.2025, the *de-facto* complainant lodged a report before the police stating that the petitioner, along with Accused No.1, had stabbed the victim. The motive behind the attack was reportedly the victim's false propaganda claiming that the petitioner and Accused No.1 were not good persons. Feeling insulted and humiliated by these allegations, the petitioner and Accused No.1 allegedly developed a grudge against the victim and LW6, and conspired to eliminate him. On 02.10.2022, both accused went to the village of the petitioner/Accused No.1 and stabbed the victim. Accused No.2 instigated Accused No.1 to stab the victim until death. Basing

on the said complaint, the police registered a case for the above said offences.

3. Heard Sri S. Ganesh, learned counsel appearing on behalf of the petitioner as well as Sri Arun Kumar Doddla, learned Additional Public Prosecutor for respondent.

4. Learned counsel for the petitioner submitted that there is no specific allegation against the petitioner except the claim that he instigated Accused No.1, and further contended that the petitioner himself sustained injuries caused by the victim and that the petitioner has been falsely implicated in the case. He further submitted that the petitioner has been in judicial custody since 06.10.2025, and that the material part of the investigation has already been completed and also submitted that although one case under the NDPS Act is pending against the petitioner, he has already been granted bail in that matter. 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 serious in nature, the petitioner has

a criminal history including involvement in an NDPS case, and the injury certificate indicates that the victim sustained grievous injuries. 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 is observed that the petitioner has been in judicial custody since 06.10.2025. As seen from the remand case diary, LWs.1 to 11, including the investigating officer, have been examined. Taking into account the overall 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), with two sureties for a like sum each to the satisfaction of the learned Principal Judicial First Class Magistrate at Devarakonda.
- 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: 11.11.2025
SS/SRK

K. SUJANA, J

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