

IN THE HIGH COURT FOR THE STATE OF TELANGANA

AT HYDERABAD

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.16780 of 2025

DATE: 22.12.2025

BETWEEN:

Mohammed @ DS Altaf Basha

.....petitioner/accused No.5

And

The State of Telangana,
Rep. by Public Prosecutor,
High Court for the State of Telangana,
at Hyderabad.

.....Respondent/complainant

ORDER

This Criminal Petition is filed praying this Court to enlarge the petitioner on bail who is arrayed as accused No.5 in Crime No.162 of 2025 before the Kuknoor Pally Police Station, Siddipet District, registered for the offence punishable under Section 303(2) of BNS.

2. The brief facts of the case are that on 02.08.2025 at about 15:00 hours, the complainant, Sri Akkamalla Ilaiah, owner of a JCB bearing No. TS-36-AB-2090, lodged a complaint stating that on the night of 29.07.2025 unknown persons committed theft of the battery from his JCB, which was parked near Jali after agricultural work. It was further stated that on the same night, batteries from the JCBs belonging to Akkamalla Anjaneyulu and Akkamalla Chandrashekar were also stolen. The complainant searched for the missing batteries but could not trace them, and the value of the three stolen batteries was about Rs.18,000/-. Accordingly, a case was registered in Crime No.162 of 2025 under Section 303(2) of the BNS.

3. Heard Sri Y. Akhil Goud, learned counsel appearing on behalf of 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 was arrested and remanded to judicial custody on 27.11.2025 and that the petitioner is innocent of the alleged accusations. He further submitted that the material part of the investigation has been completed. Therefore, he prayed the Court

to grant bail to the petitioner by allowing the present Criminal Petition.

5. On the other hand, learned Additional Public Prosecutor opposed the submissions made by the learned counsel for the petitioner, stating that the stolen property was recovered from the petitioner and that the role attributed to the petitioner shows that he is a receiver of stolen property. He further submitted that the petitioner is a habitual offender and that several criminal cases are pending against him. Therefore, he prayed the Court to dismiss the Criminal Petition.

6. In the light of the submissions made by both the learned counsel and a perusal of the material available on record, it appears that the petitioner is in jail since 27.11.2025. As seen from the record, the material part of the investigation has been completed. Considering the facts and circumstances of the case and the incarceration period of the petitioner, this Court deems it fit to grant bail to the petitioner, subject to the following conditions:

- i. The petitioner 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 Principal Additional Judicial Magistrate of First Class, Gajwel, Siddipet District.

- ii. The petitioner 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 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: 22.12.2025
SAI

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