

IN THE HIGH COURT FOR THE STATE OF TELANGANA

AT HYDERABAD

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.5751 of 2026

DATE: 21.04.2026

BETWEEN:

Shaik Sharuku and others.

..... Petitioners/A.59 to 63

And

The State of Telangana,
Rep. by its Public Prosecutor,
High Court at Hyderabad
Through the Station House Officer,
P.S. Banswada Town, Kamareddy District.

..... Respondent/Complainant

ORDER

This Criminal Petition is filed under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') for grant of pre-
arrest bail to the petitioners, who are arrayed as accused Nos. 59 to
63 in Crime No.51 of 2026 before the Banswada Town Police
Station, Kamareddy District, registered for the offences punishable
under Sections 196(1)(a) of the BNS.

2. The brief facts of the case are that, the *de facto* complainant lodged a report before the police on 21.02.2026, stating that on 21.02.2026, while the complainant was on duty at Banswada, he received information about Sayyed Muzamil Ahmed gathering people to provoke communal unrest. On reaching the spot, the mob fled, and the accused was briefly apprehended and warned and that he admitted gathering people for retaliation but later escaped from custody. Hence, requested the police to take necessary action. Based on this report, the police registered a case against the accused for the above-mentioned offences.

3. Heard Sri Mohd. Moin Ahmed Quadri, learned counsel appearing on behalf of the petitioners, and Sri M. Rama Chandra Reddy, 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 said allegations and have been falsely implicated, and that they were not identified by the *de facto* complainant. He further submitted that, for the very same incident, the police registered multiple FIRs bearing Nos.48, 49, 53, 54, 55, 65 and 71 which amounts to double jeopardy, and that in view of the settled principles of law, several crimes cannot be registered for the same incident based on multiple complaints from

different *de facto* complainants. He further contended that the other accused have already been granted bail, and that the petitioners are ready and willing to cooperate with the investigation. Hence, he prayed this Court to grant pre-arrest bail to the petitioners by allowing the present Criminal Petition.

5. On the other hand, learned Additional Public Prosecutor opposed the submissions, contending that the allegations against the petitioners are severe and grave in nature. He further submitted that the investigation is at a nascent stage and that custodial interrogation of the petitioners is necessary for effective investigation. Accordingly, he prayed for dismissal of the Criminal Petition.

6. In light of the submissions made by both learned counsel and upon perusal of the material available on record, it appears that the allegation against the petitioners is that they gathered people to provoke communal unrest. It is the specific contention of the petitioners that multiple FIRs have been registered in relation to the same incident. As seen from the complaint, and there are no specific allegations to the petitioners as alleged in the complaint. The record further indicates that the petitioners have not been identified by the *de facto* complainant, and that several co-accused have already been granted bail. Having regard to the facts and

circumstances of the case and the nature of the allegations, this Court deems it fit to grant pre-arrest bail to the petitioners, subject to the following conditions:

- i. The petitioners shall surrender before the Station House Officer, Banswada Town Police Station, Kamareddy District within two weeks from today, and on such surrender, the said Station House Officer shall release them on bail on executing a personal bond for Rs.25,000/- each with two sureties, for the like sum each.
- ii. The petitioners shall abide by the other conditions stipulated in Section 482(2) of Bharatiya Nagarik Suraksha Sanhita, 2023 and co-operate with the Investigating Officer in investigating the case.
- iii. The petitioners shall appear before the concerned Investigating Officer on every Wednesday between 09:00 a.m, and 05:00 p.m. for a period of eight (8) weeks or till filing of charge sheet whichever is earlier, for the purpose of investigation, and thereafter, as and when required.

7. Accordingly, this Criminal Petition is allowed.

Miscellaneous applications, if any pending, shall stand closed.

K. SUJANA, J

Date: 21.04.2026
SRK

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