

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

THE HONOURABLE SRI JUSTICE VAKITI RAMAKRISHNA REDDY

CRIMINAL PETITION No.8034 OF 2026

DATE : 29.05.2026

BETWEEN :

Gaddala Shiva and another.

...Petitioners/Accused Nos.1 and 3

AND

The State of Telangana,
Rep. by its Public Prosecutor,
High Court at Hyderabad.
Through Sathupally Police Station,

...Respondent/complainant.

ORDER :

This Criminal Petition is filed under Sections 480 & 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') by the petitioners/Accused Nos.1 and 3 seeking to enlarge them on bail in connection with Crime No.180 of 2026, on the file of Sathupally Police Station, Khammam District, registered for the offence punishable under Sections 61(2), 318(4), 329(3), 303(2), 111(1) read with Section 3(5) of Bharatiya Nyaya Sanhita, 2023, Section 3 of Prevention of Damage to Public Property Act and Section 21(1) of Mines and Minerals (Development and Regulation) Act, 1957

2. Heard learned counsel for the petitioners as well as learned Additional Public Prosecutor appearing for the respondent-State. Perused the material available on record.

3. Learned counsel for the petitioners submits that the petitioners are innocent and the alleged quantity of sand has been inflated and misrepresented and have been falsely implicated in the case. He further submitted that the petitioners have been in judicial custody from 27.04.2026 and that material part of investigation is completed. Therefore, learned counsel prays this Court to enlarge the petitioners/accused Nos.1 and 3 on bail.

5. On the other hand, learned Additional Public Prosecutor opposed for grant of bail to the petitioners as the offence alleged against the petitioners are serious in nature and hence prayed to dismiss the Criminal Petition.

6. Considering the submissions of both learned counsel and upon perusal of the material available on record, it is observed that there no specific *overt-acts* attributed against the petitioners herein. Further, the petitioners were arrested on 27.04.2026 and since then, they are in judicial custody.

Having regard to the nature of the allegations, period of incarceration and the progress in the investigation, this Court is inclined to grant bail to the petitioners subject to the following conditions:-

- i) The petitioners/A1 & A3 shall be released on bail on their executing personal bonds 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 I Additional Sessions Judge at Kothagudem, Khammam, Telangana State.
- ii) The petitioners/A1 and A3 shall appear before the concerned Investigating Officer on every Monday between 10:00 a.m. to 5:00 p.m. for a period of four (04) weeks or till filing of the charge sheet, whichever is earlier.
- iii) The petitioners/A1 and A3 shall furnish their mobile numbers and surrender their passports, if any, before the trial Court and shall not

leave the Country without prior permission from the trial Court.

- iv) The petitioners shall not directly or indirectly influence, threaten, or induce any of the prosecution witnesses.
- v) The petitioners/A1 and A3 shall not hamper the investigation or tamper with the prosecution evidence in any manner.
- vi) The petitioners/A1 and A3 shall abide by the conditions stipulated under Section 480(3) of the BNSS.
- vii) In the event of breach of any of the above conditions, the prosecution shall be at liberty to seek cancellation of bail.

7. Accordingly, this Criminal Petition is allowed.

VAKITI RAMAKRISHNA REDDY, J

Date : 29.05.2026
Eds/prat

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