

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

MAIN CASE No: Cr1.A.No.538 OF 2026

PROCEEDING SHEET

Sl. No.	DATE	ORDER	OFFICE NOTE
	23.06.2026	<u>SKS, J</u> <u>I.A.No.1 of 2026</u> This application is filed by the appellants/accused Nos.1 and 2 praying this Court to enlarge the appellants/accused Nos.1 and 2 on bail by suspending the sentence passed in the Judgment dated 11.05.2026 in S.C.No.109 of 2025 by the Family Court-Cum-III Additional District and Sessions Judge, Nizamabad. The appellants herein were guilty for the offence under Section 109(1) r/w 3(5) of BNS and were convicted under Section 258(2) BNSS and were sentenced to undergo rigorous imprisonment for a period of ten years and also to pay fine of Rs.10,000/- each for the offence punishable under Section 109(1) r/w 3(5) of the BNS and <i>in default</i> to undergo simple imprisonment for a period of six months. The contention of the learned counsel for the appellants is that it is clarified between the parties that both the parties sustained injuries and there are case and counter-cases. Though there is a request by the appellants to conduct the trials simultaneously, the same was considered by the trial Court in the case and counter-case also and the trial Court has to decide who the aggressor is in the said incident and submitted that there are good grounds for the	<i>Tr. to I.O/daily orders folder before corrections, if any.</i>

appellants to succeed in the appeal. As such, requested this Court to suspend the sentence imposed by the trial Court by granting bail to the appellant, till disposal of the appeal.

On the other hand, the learned Additional Public Prosecutor opposed the bail petition, contending that there is no illegality in the Judgment of the trial Court and that the trial Court has rightly passed the impugned order and prayed the Court to dismiss the petition.

In view of the submissions made by both the counsel and material on record and considering the facts and circumstances of the case, this application is allowed suspending the sentence alone imposed by the trial Court and appellant are granted bail till disposal of this appeal and the appellants shall be released on bail on their executing 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 learned IV Additional Judicial Magistrate of First Class-Cum- Excise Court at Nizamabad.

During the period of bail, the appellants shall not indulge in any criminal acts, failing which the respondent – State shall be at liberty to file a petition for cancellation of bail.

SKS,J
FM
