

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

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.9456 of 2026

DATE: 29.06.2026

Between:

U. Shiva

.... Petitioner/Accused

AND

The State of Telangana,
Through represented by its Public Prosecutor,
High Court.

.... Respondent/Complainant

: ORDER :

This criminal petition is filed under Sections 480 & 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 by the petitioner-accused praying to enlarge him on bail in connection with Crime No.288 of 2026 of Kachiguda Police Station, Hyderabad. The offences alleged against the petitioner are under Sections 78, 351(2) of the Bharatiya Nyaya Sanhita (BNS) and Section 11 read with 12 of the POCSO Act.

2. The brief facts of the case are that on 31.05.2026, the *de-facto* complainant, who is the mother of the victim, lodged a report before police stating that in the year 2025, they engaged petitioner, an auto driver to transport her daughter between their residence and her school. During that period, he allegedly behaved inappropriately with her daughter. Upon being informed by her daughter about his improper conduct, she discontinued his services and a few days later, her daughter informed her that the said Shiva was following her and attempting to force her to speak with him. However, after about three months, he allegedly resumed following her daughter and intimidating her. He threatened that if she did not speak with him or accompany him, he would defame her and morph her photographs. By threatening and frightening her, he allegedly compelled her to accompany him on his motorcycle. Hence, she requested the police to take necessary action. Based on the said complaint, the police registered a case for the abovementioned offences.

3. Heard Sri Chandrashekhar Yadav S, learned counsel appearing for the petitioner and Sri D. Arun Kumar, learned

Additional Public Prosecutor appearing for the respondent-State.

4. Learned counsel for the petitioner contended that the petitioner is innocent of the allegations leveled against him and that the alleged offences against the petitioner are punishable with imprisonment for a term of less than seven years. He further submitted that the petitioner has been in judicial custody since 03.06.2026 and that the material part of the investigation has already been substantially completed. Hence, he prayed this Court to enlarge the petitioner on bail by allowing this criminal petition.

5. On the other hand, learned Additional Public Prosecutor opposed the grant of bail, contending that the offences alleged against the petitioner are grave and serious in nature and that the investigation has not yet been completed. Therefore, he contended that at this stage, the petitioner is not entitled to be released on bail. However, he informed the Court that notice had been served on the *de-facto* complainant.

6. Having considered the rival submissions and upon perusal of the material available on record, it is evident that

the petitioner has been in judicial custody since 03.06.2026. The record further reveals that all the alleged offences against the petitioner are punishable with imprisonment for a term of less than seven years. As per the remand case diary, prosecution witnesses, namely LWs.1 to 11, have already been examined. Taking into consideration the overall facts and circumstances of the case, the progress of the investigation and the period of incarceration undergone by the petitioner, this Court is inclined to grant regular bail to the petitioner, subject to the following conditions:

- i. The petitioner shall execute a personal bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties for a like sum each to the satisfaction of the learned IV Additional Chief Judicial Magistrate, Hyderabad District at Nampally.
- ii. The petitioner shall appear before the concerned SHO between 09.00 a.m. and 5.00 p.m., on every Wednesday 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.
- iii. The petitioner shall abide by the conditions stipulated in Section 483(2) of the BNSS.

7. Accordingly, this Criminal Petition is allowed.

Miscellaneous applications, if any pending, shall stand closed.

K. SUJANA, J

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SS

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