IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

THE HON'BLE JUSTICE B.R.MADHUSUDHAN RAO

CRIMINAL PETITION No.17040 of 2026

(C.N.R No. HBHC010713112026)

DATED: 27.10.2026

Between:
Sd.Hussain. ... Petitioner – A4

And

The State of Telangana,
Rep. by Public Prosecutor,
High Court of Telangana at Hyderabad.
Through Station House Officer,
PS Mamnoor, Warangal District. ... Respondent-State

O R D E R

1. This Criminal Petition is filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS) praying this Court to enlarge the petitioner-A4 on bail in connection with Crime No.166 of 2026 of PS. Mamnoor, Warangal District. The offences alleged against the petitioner-A4 is punishable under Sections 103 (1), 109 (1) read with 3 (5) of the BNS.

2. Heard Sri Nadipally Ananda Rao, learned counsel for petitioner-A4 and Sri D. Arun Kumar, learned Additional Public Prosecutor for respondent - State.

3. Learned counsel for the petitioner submits that petitioner-A4 name is subsequently dragged into the crime mechanically after four days (08.09.2026) solely based on the statements of LW.9 and

L.W.10. Confessional statements of the witnesses have no evidentiary value. Prosecution has not offered any explanation why L.Ws.9 and 10 were not examined by LW.22 on 05.09.2026 and why they were examined for the first time on 08.09.2026 by LW.23 referring the name of the petitioner-A4 allegedly stating that he was present at the scene of offence. Petitioner-A4 is arrested and remanded to judicial custody on 09.09.2026, his custodial interrogation, recovery of mobile phone and vehicle is already completed. Specific overt acts are attributed against A1-S.Pavan. No specific role, physical assault, infliction of injury is assigned to the petitioner-A4 in relation to the deceased. Petitioner-A4 is aged about 24 years eking out his livelihood as an Electrician. Prosecution has examined 23 witnesses in support of the case and prayed to enlarge the petitioner-A4 on bail.

4. Sub-Inspector of Police, Mamnoor P.S., Warangal District, has filed his written instructions, wherein it is stated that A1 has pushed the deceased and stabbed him with a steel knife below chest, stabbed him under left arm pit. A1 tried to kill L.W.4 and L.W.4 got injury to his left leg in the scuffle. A1 went towards A3 bike and asked him for a knife. A3 took out the knife from his bike and handed over the same to A1. A1 and A2 instructed A3 and A4 to watch them by standing at some distance. After the incident, A1

to A4 fled away from the scene leaving their two Pulsar bikes belonged to A1 and A2 and thrown the knife in the bushes.

5. M.Kumara Swamy has lodged a report before P.S.Mamnoor on 05.09.2026. Complaint goes to show that Samala Pavan has pushed Mekala Goutam due to which he fell down on the ground. Pavan and Janaki Ram, who already came there with a prior plan to kill, had stabbed Mekala Goutam with a knife on chest and stomach and caused bleeding injuries. When Rohit tried to stop the said persons, they also caused injuries to him with a knife to his left leg and the incident is witnessed by M.Sai and M.Rohit. Basing on the said complaint, FIR came to be registered against Pavan Samala-A1 and Janaki Ram Eeda-A2.

6. A1 to A4 were arrested and remanded to judicial custody on 10.09.2026. In the Remand Case Diary, it is stated that basing on the statement of L.Ws.9 and 10, the offences against A3 and A4 is established and they participated in the commission of offence and they are also added as co-accused along with A1 and A2.

7. Learned Additional Public Prosecutor has filed statements of LWs.9 and 10 and they stated the manner in which the incident has taken place and also filed Panchanama and drawn the attention of this Court to the important paragraphs about the commission of offence.

8. Respondent-Police has altogether examined 23 witnesses as on the date of the remand of the petitioner-A4 and written instructions goes to show that PME Report is only awaited. Even as per the case of the prosecution, petitioner-A4 is added basing on a confession statements of LW.9 and LW.10. The record goes to show that major portion of the investigation is completed, detaining the petitioner further in judicial custody will not serve the purpose.

> i) The petitioner- A4 shall execute a personal bond for a sum of Rs.20,000/- (Rupees Twenty Thousand only) with two sureties for a like sum each to the satisfaction of learned Principal Judicial First Class Magistrate at Warangal.
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> ii) The petitioner- A4 shall appear before the concerned SHO between 10:00 a.m. and 5:00 p.m., on every Sunday, Tuesday, Thursday 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.
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> iv) The petitioner- A4 shall abide by the conditions stipulated in Section 437(3) of Cr.P.C. (presently, Section 480(3) of the BNSS).

v) The petitioner- A4 shall not directly or indirectly influence, threaten, or induce any of the prosecution witnesses.

vi) In the event of violation of any of the above conditions, the prosecution is at liberty to file an application for cancellation of bail.

9. Accordingly, this Criminal Petition is allowed.

Miscellaneous applications, if any pending, shall stand closed.

B.R.MADHUSUDHAN RAO, J

Date: 27.10.2026.
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