IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

THE HON'BLE SRI JUSTICE B.R.MADHUSUDHAN RAO

CRIMINAL PETITION No.17640 of 2026

(CNR.No. HBHC010737772026)

DATE: 04.11.2026

BETWEEN:

Alaidarous Abdlrahman Mohammed.

.....Petitioner-Accused

And

The State of Telangana,
Through P.S., Madhapur,
Rep. by Public Prosecutor,
High Court for the State of Telangana,
Hyderabad,

.....Respondent

ORDER

1. This Criminal Petition is filed under Sections 480 and 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') praying this Court to enlarge the petitioner on bail who is arrayed as accused in connection with FIR.No.1352 of 2026 of Madhapur Police Station, Cyberabad. The offence alleged against the petitioner-accused are punishable under Section 64 of the BNS.

2. Heard Sri Syed Zain Ul Abiden Bin Taher, learned counsel for the petitioner-accused and Sri D. Arun Kumar, learned Additional Public Prosecutor appearing for the respondent–State.

3. Learned counsel for the petitioner submits that the petitioner-accused has not committed the act of rape on the *de facto* complainant nor he was involved in the forceful physical relationship. Complainant and the petitioner-accused were in close contact with each other, complainant with an intention to implicate the petitioner-accused and to gain sympathy from the crew members has filed a false case against the petitioner-accused. Petitioner-accused and the complainant are in relationship. Petitioner-accused has no criminal antecedents, he is arrested and remanded to judicial custody on 06.09.2026. Complainant flew to Saudi Arabia on 07.09.2026 after the petitioner-accused is remanded to judicial custody. Entire investigation is completed and prayed to enlarge the petitioner-accused on bail.

4. Notice got issued to the complainant is served, proof is filed to that effect.

5. Station House Officer, Madhapur P.S., Cyberabad has filed written instructions dated 29.10.2026, wherein it is stated that notice is served on the complainant-victim informing her that the accused has moved the bail petition before this Court and the same is served on 28.10.2026 through whatsapp, proof is enclosed to that effect.

6. Learned Additional Public Prosecutor submits that Section 183 BNSS statement of the victim will be recorded as and when she arrives in India.

7. Complainant has lodged a report before P.S., Madhapur on 05.09.2026, wherein she stated that on 04.09.2026 at about 02:30 hours one of her colleague by name Alaidarous Abdlrahman Mohammed rang her room bell and he wanted to help her to reduce the tipsiness so that she feel better, she opened the door and let him inside, thereafter he sat on her bed then the accused started touching her, pushed her several times and forced to penetrate which caused her pain. Basing on the said complaint, FIR came to be registered.

8. Petitioner-accused is arrested and remanded to judicial custody on 06.09.2026, since then he is in jail. Respondent has altogether examined 12 witnesses in support of the case.

9. Petitioner-accused has filed Crl.M.P.No.612 of 2026 before the learned Sessions Court for grant of regular bail, the same came to be dismissed *vide* order dated 24.09.2026 with an observation that serious allegations are levelled against the petitioner-accused.

10. Petitioner counsel has filed a letter dated 03.10.2026 issued by the Senior Director, West Asia Region, wherein it is stated that

complainant departed India and traveled on flight SV775 from Hyderabad to Riyadh on 07.09.2026.

11. Remand case diary goes to show that original passport of the petitioner-accused is seized during the course of investigation.

12. This Court is conscious of the fact that petitioner-accused is native of Bawadi, Jeddah, Kingdom of Saudi Arabia. Record goes to show that major portion of the investigation is completed, except recording the statement of the victim under Section 183 BNSS

13. Since major portion of the investigation is completed, detaining the petitioner-accused further in judicial custody will not serve the purpose. Hence, the petitioner-accused is entitled to be enlarged on bail, subject to the following conditions:

i. The petitioner-accused shall execute a personal bond for a sum of Rs.25,000/- (Rupees Twenty Five thousand only), with two local sureties for a like sum each to the satisfaction of the II Additional Junior Civil Judge-cum-X Additional Judicial First Class Magistrate, Ranga Reddy District at Kukatpally, Hyderabad.

ii. The petitioner-accused shall appear before the concerned SHO between 10 a.m. to 5 p.m., on every Sunday 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. Petitioner-accused shall not leave Hyderabad without leave of the trial Court.

iv. Petitioner-accused shall furnish his residential address to the concerned SHO about his stay in Hyderabad.

v. The petitioner-accused shall abide by the conditions stipulated in Section 437(3) of Cr.P.C.(presently, Section 480(3) of the BNSS).

vi. The petitioner-accused shall not directly or indirectly influence, threaten, or induce any of the prosecution witnesses.

vii. It is made clear that if any of the above conditions are violated, the prosecution is at liberty to file an application for cancellation of the bail.

14. Accordingly, the Criminal petition is allowed.

Miscellaneous applications, if any pending, shall stand closed.

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B.R.MADHUSUDHAN RAO, J

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pss

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