IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

THE HON'BLE JUSTICE B.R.MADHUSUDHAN RAO

CRIMINAL PETITION No.17736 of 2026

(C.N.R No. HBHC010742402026)

DATED: 06.11.2026

Between:
Banothu Shyam ... Petitioner – Accused

And

The State of Telangana
Rep. by its Public Prosecutor,
High Court for the State of Telangana,
Hyderabad. ... Respondent-State

O R D E R

1. This Criminal Petition is filed under Sections 480 and 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS) praying this Court to enlarge the petitioner-accused on bail in connection with Crime No.291 of 2026 of P.S Chivemla, Suryapet District. The offence alleged against the petitioner-accused is punishable under Section 69 of the BNS.

2. Heard Sri Rudra Venkat Rao, learned counsel for petitioner-accused and Sri D. Arun Kumar, learned Additional Public Prosecutor for respondent - State.

3. Learned counsel for the petitioner submits that the alleged occurrence is stated to have commenced in the month of August, 2024, whereas the alleged complaint is lodged on 31.08.2026. The

allegations arise out of an alleged relationship between the petitioner –accused and the complainant and that the question whether the alleged promise of marriage was false from its inception cannot be conclusively determined merely from the subsequent refusal to marry. Petitioner – accused is arrested and remanded to judicial custody on 01.09.2026. Bail application filed by the petitioner-accused before the learned District Judge came to be dismissed on 01.10.2026, entire investigation is completed and prayed to enlarge the petitioner – accused on bail.

4. Learned Additional Public Prosecutor submits that statement of the victim under Section 183 of the BNSS is recorded on 08.09.2026.

5. Notice got issued to the victim is served, proof if filed to that effect.

6. Victim had lodged a report before P.S. Chivemla on 31.08.2026. It is stated in the complaint that she got acquainted with the accused in the month of August, 2024, he induced the victim into a relationship by making a false promise to marry and had sexual relationship with her. Basing on the said complaint, FIR came to be registered.

7. Petitioner- accused is arrested on 01.09.2026 and remanded to judicial custody, since then he is in jail.

8. Petitioner – accused has filed Crl.M.P.No.295 of 2026 in Crime No.291 of 2026 for grant of regular bail before the learned District Judge which came to be dismissed vide order dated 01.10.2026 with an observation that if the petitioner-accused is released on bail, he may threaten the witnesses and tamper the evidence.

9. Statement of the victim under Section 183 of the BNSS is recorded on 08.09.2026.

10. Remand case diary goes to show that the respondent has altogether examined 15 witnesses in support of prosecution case. Major portion of the investigation is completed, detaining the petitioner-accused further in judicial custody will not serve the purpose. Hence, petitioner-accused is entitled to be enlarged on bail subject to following conditions:

i. The petitioner-accused 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 the learned District and Sessions Judge, Suryapet District at Suryapet.

ii. The petitioner- accused shall appear before the concerned SHO between 10:00 a.m. and 5:00 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) The petitioner- accused shall abide by the conditions stipulated in Section 437(3) of Cr.P.C. (presently, Section 480(3) of the BNSS).

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

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

11. Accordingly, the Criminal petition is allowed.

Miscellaneous applications, if any pending, shall stand closed.

B.R.MADHUSUDHAN RAO, J

Date: 06.11.2026.
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