IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

HON'BLE SMT. JUSTICE JUVVADI SRIDEVI

CRIMINAL PETITION No.18378 of 2026
(CNR No. HBHC010769222026)

13TH NOVEMBER, 2026

Between:

Papuram Kumavath … Petitioner-accused

AND

The State of Telangana,
Through P.S. Jannaram.

…Respondent

ORDER :

Petitioner/accused has filed the petition under Sections 480 and 483 of Bharatiya Nagarik Suraksha Sanhitha, 2023 seeking bail in Crime No.102 of 2026 of P.S. Jinnaram, Sanga Reddy District, registered for the offence under Section 108 of Bharatiya Nyaya Sanhita, 2023 (BNS).

2. Heard Sri S.Ravindar Reddy, learned counsel for petitioner/accused and Sri D.Arun Kumar, learned Additional Public Prosecutor appearing for the State.

3. The case of the prosecution is that on 07.10.2026 at about 11:30 hours, the complainant being brother of the deceased/Pooja Bhopa lodged a report before the police station, wherein it is stated that the deceased and her husband are living at Gaddpotharam

village and they have been running a home appliance shop. Two days ago, deceased called him and informed him that deceased husband had been harassing her for the last three days due to family disputes and on that day at about 11:00 a.m., he went to deceased house and enquired about the matter. The deceased told him that petitioner/accused had been harassing her in various ways for past few days due to family disputes and abusing her by telling her to die. The complainant told deceased that he will discuss the matter with his brother in law and settle the issue between them and then left the place by 11:40 a..m. Later, at about 4.30 p.m the petitioner/accused called *de-facto* complainant and informed that his sister had jumped from the building and was serious condition and that immediately, the *de-facto* complainant went to the hospital. On reaching there, the petitioner/accused informed him that his sister died while undergoing treatment at about 2.45 p.m. the accused being husband of the deceased harassed his sister/deceased and abetted her to die. Based on the report, Police registered a case in Crime No.102 of 2026 for the offence under Section 108 of BNS and the petitioner/accused was arrested on 08.10.2026.

4. Learned counsel for the petitioner/accused submits that there was no provocation or instigation on the part of the petitioner/accused to force the deceased to commit suicide. It is

further submitted that the essential ingredients of the alleged offence are not made out, as the alleged incident arose out of domestic disputes, and there was no intention on the part of the petitioner/accused to provoke, instigate the deceased to commit suicide.

5. Learned Additional Public Prosecutor opposed the application stating that serious allegation is levelled against the petitioner/accused. He further submits that the investigation is in progress and if the petitioner/accused is released on bail at this stage, he may tamper with the evidence and may threaten the witnesses, and hence, it is not a fit case to grant bail.

6. The Hon'ble Apex Court in the case of ***M. Mohan v. State Represented by the Deputy Superintendent of Police***[1], has made the following observations regarding the ingredients of Section 306 IPC, referring to the word 'suicide'.

> "*If the provisions for the offence under Section 306 are considered, it is evident that the basic ingredients regarding the intentional instigation are required to be proved or established. The word 'suicide' has not been defined. The word 'suicide' would mean the intentional killing of oneself. As per Concise Oxford Dictionary, 9th Edition, p.686, "A finding of suicide must be on evidence of intention. Every act of self destruction is, in common language described by the word 'suicide' provided it is an intentional act of a party knowing the probable*

[1] AIR 2011 SC 1238

> *consequence of what he is about. Suicide is never to be presumed. Intention is the essential legal ingredient." [emphasis supplied] Therefore, while considering this aspect, the provisions of Section 306 read with Section 107 regarding the abetment and the suicide has to be considered. In other words, there has to be necessary evidence by which it could be said that the respondent accused had instigated the deceased in such a manner or by creating the circumstances, which has led the deceased to commit suicide.*
>
> *In* ***Gangula Mohan Reddy v. State of Andhra Pradesh***[2]*, the Hon'ble Apex Court has observed that "This Court in Chitresh Kumar Chopra V. State (Govt. of NCT of Delhi) had an occasion to deal with this aspect of abetment. The Court dealt with the dictionary meaning of the words 'instigation' and 'goading'. The Court opined that there should be intention to provoke, incite or encourage the doing of an act by the latter. Each person's suicidability pattern is different from the other. Each person has his own idea of self-esteem and self respect. Therefore, it is impossible to lay down any straitjacket formula in dealing with such cases. Each case has to be decided on the basis of its own facts and circumstances."*

7. On a perusal of the material placed on record, it is apparent that there are no specific allegations against the petitioner/accused to show that he abetted or instigated the deceased to commit suicide. The only allegation is that the deceased committed suicide due to domestic disputes. In the above circumstances, and in view of the judgments of the Hon’ble Apex Court, which are applicable to the facts of the present case, this Court is of the considered view

[2] (2010) 1 SCC 750

that the petitioner/accused can be granted bail, subject to the following conditions:

i. **The petitioner/accused shall be released on bail on his executing a personal bond for Rs.10,000/- (Rupees ten thousand only) with two sureties for the like sum each to the satisfaction of the learned Judicial Magistrate of First Class-Cum-Junior Civil Judge at Jinnaram, Sanga Reddy District.**

ii. **The petitioner/accused shall appear before the concerned Station House Officer twice in a month i.e., on 1st and 15th of every month, till filing of charge sheet or for four (04) months, whichever is earlier.**

iii. **The petitioner/accused shall cooperate with the investigation.**

iv. **The petitioner/accused shall not indulge in similar offences in future.**

v. **The petitioner/accused shall not tamper with the prosecution evidence or attempt to influence the witnesses in any manner.**

vi. **The petitioner/accused shall abide by the other conditions stipulated in Section 480 (3) of Bharatiya Nagarik Suraksha Sanhitha, 2023.**

Petition is allowed accordingly.

_____

JUVVADI SRIDEVI, J

Date: 13.11.2026
Smk/fm

HON'BLE SMT. JUSTICE JUVVADI SRIDEVI

CRIMINAL PETITION No.18378 of 2026

13TH NOVEMBER, 2026

SMK/fm