IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

THE HONOURABLE SRI JUSTICE VAKITI RAMAKRISHNA REDDY

CRIMINAL PETITION No.18522 of 2026
(CNR No.HBHC010775132026)

DATED: 18.11.2026

BETWEEN:

Madar Shaik .... Petitioner/Accused

AND

The State of Telangana,
Rep., by its Public Prosecutor,
High Court for the State of Telangana,
Hyderabad, Through SHO,
Saroornagar Police Station .... Respondent/Complainant

ORDER:

This Criminal Petition is filed under Sections 480 and 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') seeking to enlarge the petitioners, who are arrayed as accused in Crime No.907 of 2026 of Saroornagar Police Station, on bail. The said crime was registered for the offences punishable under Sections 64, 79 and 351 (2) of BNS.

2. The brief facts of the case are that on 26.08.2026 at about 10.00 PM, when the victim/de-facto complainant was alone, the petitioner/accused alleged to have sexually assaulted her against her will and consent despite her resistance. It is further alleged in the report that the petitioner/accused alleged to have invited the victim to see his

room and again sexually assaulted her by confining her in his room. It is further alleged that the petitioner/accused threatened the victim to kill her if she discloses the incident to anyone.

3. Heard Sri Ponnam Ashok Goud, learned counsel appearing on behalf of the petitioner and Sri M. Vivekananda Reddy, learned Assistant Public Prosecutor appearing for the respondent-State.

4. The learned Assistant Public Prosecutor furnished the letter addressed by the Station House Officer, Saroornagar Police Station addressed to the Public Prosecutor, wherein it was submitted that the notice to the victim could not be served as she was found to have vacated the residence and went to Mumbai, Maharashtra and the said aspect was confirmed by the house owner by name Bollu Haribabu during enquiry.

5. Learned counsel for the petitioner submitted that petitioner-accused is innocent of the offences alleged against the petitioner-accused. It is submitted that the petitioner has been in judicial custody since 27.08.2026. It is further contended that as per the remand case diary, the petitioner was alleged to have been arrested on 28.08.2026 at 10.30 hours and whereas the victim alleged to have lodged the complaint on 28.08.2026 at 1.00 PM. Thus, the learned counsel prayed the Court to grant bail to the petitioners by allowing this criminal petition.

6. On the other hand, learned Assistant Public Prosecutor opposed the grant of bail to the petitioner, however, submitted on instructions that there are no criminal antecedents against the petitioner-accused.

7. In the light of the submissions made by both the learned counsel and upon perusal of the material available on record, it appears that the petitioner has been in judicial custody since 28.08.2026. As rightly contended by the learned counsel for the petitioner, there is a discrepancy in the remand case diary with regard to the time of arrest of the petitioner-accused. As seen from the remand case diary, it is evident that fourteen (LWs 1 to 14) witnesses have already been examined.

8. Considering the facts and circumstances of the case, the nature of the allegations, the stage of investigation and the duration of incarceration and also considering the discrepancy in the remand case diary with regard to the time of arrest, this Court finds it appropriate to enlarge the petitioner-accused on bail, however, 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 sureties for a like sum each to the satisfaction of the learned V Additional Judicial Magistrate of First Class, Ranga Reddy District at L.B.Nagar.

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.

9. Accordingly, the Criminal petition is allowed.

Miscellaneous applications, if any pending, shall stand closed.

VAKITI RAMAKRISHNA REDDY, J

Date: 18.11.2026
AS

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