

**IN THE COURT OF V ADDL. DISTRICT & SESSIONS JUDGE-CUM-SPL.
JUDGE FOR TRIAL OF OFFENCES AGAINST WOMEN, GUNTUR**

Present : **Sri G. Deena Babu**,
V Addl. District & Sessions Judge, Guntur

Tuesday, this the 04th day of August, 2026.

CrI.M.P.No.1077/2026 in Cr.No.450/2026
of Nallapadu Police Station

Between:

Chella Raghurami Reddy S/o Koti Reddy, aged about 71 years,
R/o Kotturu area, Dasaripalem village, Guntur rural.

...Petitioner/Accused No.1

And

The State: SHO, Nallapadu Police Station.

...Respondent/Complainant.

This petition came before me on 03.08.2026 for hearing in the presence of Sri M. Tejendra, Advocate for the petitioner/ accused No.1 and of the Additional Public Prosecutor for the Respondent/ Complainant, and upon perusing the petition, the Case Diary, and the entire material on record, this Court made the following:

ORDER

This is first bail application filed by the petitioner / accused under Section 480 and 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 seeking regular bail for the alleged offences under Sections 75(1)(ii), 78(1)(i), 79, 109(1) and 351(2) r/w 3(5) of the Bharatiya Nyaya Sanhita, 2023 and in Crime No.450/2026 of Nallapadu police station.

2. The brief facts of the case of the prosecution is that this is a case of **attempt to murder, intent to insult the outrage of modesty, stalking following by threatening** that occurred prior to 07.06.2026 at Potturu area, Chowdavaram village, Guntur rural mandal alleging that after demise of complainant's husband, she used to reside one portion of their house along

with her daughter by working in ITC company. Accused No.1 to 3 being complainant's father-in-laws and brother-in-laws used to harassed her sexually demanding her to fulfill their sexual desire on her. Things stood thus on 07.06.2026 during night at about 08.30P.M., accused No.1 i.e. father-in-law of the complainant approached her in a fully drunken state when she sat behind her house, abused her in filthy language, attacked on her left cheek, left ear with knife. Accused No.2 and 3 are abused the complainant by using highly abusive words. Accused No.1 to 3 threatened to kill the complainant. Neighbour Krishna Kumari LW2 intervened and to rescue the complainant for accused beat her. The complainant joined at GGH, Guntur for treatment and lodged report against accused No.1 to 3.

3. During course of investigation, police arrested the petitioner/accused No.1 on 16.06.2026, since then he has been in judicial custody.

4. The brief grounds sought for grant of bail are that the petitioner/accused No.1 is an innocent, did not commit any offence, FIR is belated, allegations made against him are false, he is permanent resident of Dasaripalem village and there is no flight risk or tampering with evidence. Further the petitioner is ready and willing to furnish requisite surety for his appearance and requested the Court to grant bail to the petitioner.

5. Notice given to the learned Additional Public Prosecutor opposed the bail application on the ground that investigation is pending for receiving wound certificate from medical officer.

6. Heard arguments submitted by the learned counsel for the petitioner and learned Additional Public Prosecutor.

7. Now the point for determination is:

Whether there are any merits in the petition to enlarge the petitioner/accused No.1 on bail?

8. POINT

Crime No.	Sections	Punishment:
450/2026 of Nallapadu PS	75(1)(ii) of BNS	(1) A man committing any of the following acts (ii) a demand or request for sexual favours; or (2) Any man who commits the offence specified in clause(i) or clause(ii) or clause(iii) of sub-section (1) shall be punished with rigorous imprisonment for a term which may extend to three years, or with fine, or with both.
	78(1)(i) of BNS	Any man who— (i) follows a woman and contacts, or attempts to contact such woman to foster personal interaction repeatedly despite a clear indication of disinterest by such woman; or Whoever commits the offence of stalking shall be punished on first conviction with imprisonment of either description for a term which may extend to three years, and shall also be liable to fine; and be punished on a second or subsequent conviction, with imprisonment of either description for a term which may extend to five years, and shall also be liable to fine
	79 of BNS	Whoever, intending to insult the modesty of any woman, utters any words, makes any sound or gesture, or exhibits any object in any form, intending that such word or sound shall be heard, or that such gesture or object shall be seen, by such woman, or intrudes upon the privacy of such woman, shall be punished with simple imprisonment for a term which may extend to three years, and also with fine.
	109(1) of BNS	Whoever does any act with such intention or knowledge, and under such circumstances that, if he by that act caused death, he would be guilty of murder, shall be punished with imprisonment of either description for a term which may extend to ten years, and shall also be liable to fine; and if hurt is caused to any person by such act, the offender shall be liable either to imprisonment for life, or to such punishment as is hereinbefore mentioned.
	351(2) r/w 3(5) of BNS	Whoever commits the offence of criminal intimidation shall be punished with imprisonment of either description for a term which may extend to two years, or with fine, or with both.

9. On a careful perusal of the material available on record including the C.D file submitted by the learned Additional Public Prosecutor, it is found that this is a case of attempt to murder, intent to insult the outrage of modesty, stalking following by threatening that occurred prior to 07.06.2026 at Potturu area, Chowdavaram village, Guntur rural mandal. The petitioner / accused No.1 was arrested on 16.06.2026, since then he has been in judicial custody.

10. The learned counsel for the petitioner / accused No.1 vehemently argued that entire investigation is completed except filing charge sheet, the petitioner implicated in this case with false allegations, the petitioner is aged

about 71 years and suffering from age ailments, the petitioner permanent resident of Dasaripalem village, thus requested the Court to enlarge the petitioner on bail.

11. The respondent opposed the bail application stating that investigation is under process, wound certificate of the injured is pending, if the petitioner may released on bail he may threaten the witnesses and may not co-operate for further investigation, thus requested the Court to dismiss the bail application filed by the petitioner.

AIR 2025 SUPREME COURT 1431
(2015 AIR SCW 441)] Anil Kumar Yadav v. State (NCT of Delhi)
[Anil Kumar Yadav v. State (NCT of Delhi), (2018) 12 SCC 129:
(2018) 3 SCC (Cri) 425: (AIR 2017 SC 5398)]:
Mahipal v. Rajesh Kumar [Mahipal v. Rajesh Kumar,
(2020) 2 SCC 118: (2020) SCC (Cri) 558: (AIR 2020 SC 670.

Wherein the Hon'ble Apex Court held that '*While considering as to whether bail ought to be granted in a matter involving a serious criminal offence, the Court must consider relevant factors like the nature of the accusations made against the accused, the manner in which the crime is alleged to have been committed, the gravity of the offence, the role attributed to the accused, the criminal antecedents of the accused, the probability of tampering of the witnesses and repeating the offence, if the accused are released on bail, the likelihood of the accused being unavailable in the event bail is granted, the possibility of obstructing the proceedings and evading the courts of justice and the overall desirability of releasing the accused on bail*'.

Ram Govind Upadhyay v. Sudarshan Singh
(2002) 3 SCC 598 : 2002 SCC (Cri) 688: (AIR 2002 SC 1475.

Wherein the Hon'ble Apex Court held that '*The power to grant bail under Section.439 is of a wide amplitude. But it is well settled that though the grant of bail involves the exercise of the discretionary power of the court, it has to be exercised in a judicious manner and not as a matter of course*'

12. On a perusal of the record, it is observed that the victim alleged after demise of her husband, she used to reside one portion of their two portions house, her father-in-laws and brother-in-laws i.e. accused No.1 to 3 used to

observe her through window while she was sleeping, they harassed her to have physical contact with them. On 07.06.2026 at about 08.30P.M. while the victim was sitting behind her house, accused No.1 approached her in a drunken state, abused, cut on her left cheek, left ear with knife with intent to kill her and caused bleeding injury, then neighbouring woman Krishna Kumari/LW2 intervened for which accused No.1 beat Krishna Kumari also. Later one Swapna shifted the injured to GGH, Guntur. Accused No.1 to 3 threatened to kill the victim, abused her in filthy language, harassed her physically, caused bleeding injuries.

13. On careful perusal of the case dairy, it is observed that the respondent police arrested accused No.1 only on 16.06.2026 but failed to arrest accused No.2 and 3 for the reasons best known to the respondent. The petitioner being father-in-law has to look after the welfare of his daughter-in-law/victim after demise his son but attempted to commit murder on the victim, harassed her physically. In view of the facts and circumstances of the case, gravity of offence, pending investigation, it is not fit case to grant bail to the petitioner. Point is answered against to the petitioner.

14. In the result, the petition is dismissed.

Dictated to the Stenographer Gr.III on my desktop, typed by her, corrected and pronounced by me in open court this the 04th day of August, 2026.

Sd/-G.Deena Babu
V Addl. District and Sessions Judge
-cum-Spl. Judge for trial of offences
against Women, Guntur.