

**IN THE COURT OF THE SESSIONS :: PRAKASAM DIVISION :: ONGOLE
BEFORE THE VII ADDITIONAL DISTRICT AND SESSIONS JUDGE, ONGOLE.**

Present: Smt G.Deena,

Judge, Family Court-cum VIII Addl. District & Sessions Judge,
I/c. Special Judge for Trial of Offences under SCs and STs (PoA) Act, 1989
-cum-VII-Additional District & Sessions Judge,
Prakasam District at Ongole.

Wednesday, this the Tenth (10th) day of June, 2026.

CRIMINAL MISCELLANEOUS PETITION No.299 of 2026

in Cr.No.48 of 2026 of Addanki Police Station.

Between :

Erla @Eerla Bala Koteswara Rao,
son of Yedukondalu, aged 36 years,
Vaddera by caste, R/o, Perikapalem,
Addanki Town, Prakasam District.

... Petitioner/Accused

AND

The State, Station House Officer,
Addanki Police Station,
Rep. by Spl. Public Prosecutor, Ongole.

... Respondent/Complainant

This Criminal Miscellaneous Petition is coming on 27.04.2026 for final hearing before me in the presence of Smt. P.Padmavathi, Advocate for the Petitioner/Accused and of In-Charge Addl. Public Prosecutor for the State Complainant/Respondent appearing for the State/respondent, and upon hearing their arguments and having stood over for consideration till this day, this Court made the following:

//ORDER//

1 This bail application has been filed on behalf of the petitioner/accused under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 with a request to enlarge him on bail that he has been falsely implicated in the case registered as Crime No.48 of 2026 of Addanki Police Station, for the alleged offences punishable under Sections 103 (1) of the Bharatiya Nyaya Sanhitha, 2023 and that he has been remanded to judicial custody on 23.03.2026.

2. Notice furnished to learned Additional Public Prosecutor, she opposed the grant of bail.

3. Per contra, the counsel for the petitioners requested this Court to grant them regular bail.

4. Heard both the sides.

5. Now the point for consideration is:

Whether the petitioner/accused is entitled for grant of bail or otherwise?

POINT:

6. A careful perusal of report, statements of witnesses recorder, material evidence collected during the course of investigation including incriminating material objects, the prima-

facie discloses that the deceased died due to throttling. The material discloses that the material objects collected, scene found at scene of offence discloses that the offender tried to screen away the evidence and tried to create the death as suicide of the deceased. Said incident taken place in the house of accused where he has been residing with his family, including his deceased wife. The evidence collected and circumstances elicited disclosures well founded accusation against the accused. The statements of witnesses discloses that the accused used to suspect the fidelity of the deceased.

7. But the contention of the accused is he is innocent, he is no way related to the death of deceased/his wife. The learned counsel for the accused argued, mother of children was died, their father is in judicial custody, due to that their children are suffering a lot, no one is there to look after their safety and welfare. But the said contention cannot be a ground to enlarge the accused on bail when material investigation is pending, to complete the same custody of accused is necessary.

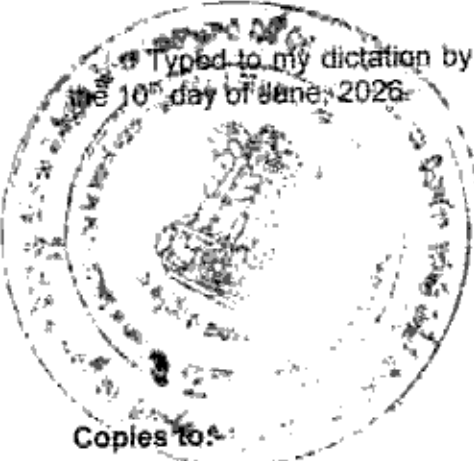
8. The record discloses that the investigation is not completed. As per the police report accused is not having fixed avocation, pathology report is available. The learned public prosecutor is argued that if the accused is released on bail he may tamper the prosecution evidence and may threaten the witnesses. Hence, considering the gravity of the offence, and in view of above circumstances, accused is not entitled for bail at this stage.

9. The point is answered accordingly.

10. In the result, this petition is dismissed.

Typed to my dictation by the typist, corrected and pronounced by me in open Court, this
the 10th day of June, 2026.


Judge, Family Court-cum-VIII Addl. District &
Sessions Judge, Prakasam at Ongole,
I/c.VII Additional District & Sessions Judge,
Prakasam at Ongole.


Copies to:

1. The Additional Civil Judge (Junior Division), Addanki.
2. The Station House Officer, Addanki Police Station.
3. The counsel for the petitioner.

Dej No 342
11-6-26