

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

**FRIDAY, THE TWENTY FOURTH DAY OF APRIL
TWO THOUSAND AND TWENTY SIX**

PRESENT

THE HONOURABLE SRI JUSTICE J SREENIVAS RAO

CRIMINAL PETITION NO: 6402 OF 2026

Between:

Nemmani Vishnu Murthy, S/o Vamana Murthy, Aged about 76 years, Occ:
Rtd, Employee, R/o Flat No.401, Sri Srinivasa Nivas, Road No.4, SRK Puram,
Alkapuri colony, Ranga Reddy District,

...Petitioner/Owner of the property

AND

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

...Respondent/De-facto Complainant

Petition under Section 528 of BNSS praying that in the circumstances stated
in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased
to modify the order dated 08.04.2026 passed in CrI.M.P. No.76 of 2026 in Crime
No.18/2026 (CC No.627/2026) on the file of the Judicial Magistrate of First Class,
Special (Mobile) Court, Ranga Reddy District at L.B. Nagar by setting aside or
reducing the condition of furnishing surety for Rs.50,000/- and permit the petitioner to
take custody of the case property on personal bond.

This Petition coming on for hearing, upon perusing the Memorandum of
Grounds of Criminal Petition and upon hearing the arguments of Sri Mancharla
Vishnu Vardhan, Advocate for the Petitioner and Sri Jithender Rao Veeramalla, the
Additional Public Prosecutor on behalf of the Sole Respondent.

The Court made the following: ORDER

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

THE HONOURABLE SRI JUSTICE J.SREENIVAS RAO

CRIMINAL PETITION No.6402 of 2026

Date 24.04.2026

Between:

Nemmani Vishnu Murthy

...Petitioner

AND

The State of Telangana and another

...Respondents

ORDER

This Criminal Petition has been filed by the petitioner, aggrieved by the order passed by the Judicial Magistrate of First Class, Special (Mobile) PCR Act, Ranga Reddy-cum-IV Additional Judicial Magistrate-cum-IV Additional Junior Civil Judge, Ranga Reddy District at L.B. Nagar, in CrI.M.P.No.76 of 2026, dated 08.04.2026, insofar as to the extent of directing the petitioner to furnish one surety for a sum of Rs. 50,000/-.

2. Heard Mr.M.Vishnu Vardhan, learned counsel for the petitioner, and Mr.Jithender Rao Veeramalla, learned Additional Public Prosecutor for respondent No. 1.

3. With the consent of both the learned counsel, the Criminal Petition is disposed of at the stage of admission.

4. Learned counsel for the petitioner submitted that the petitioner filed an application in CrI.M.P.No.76 of 2026 seeking return of the case property, which belongs to the petitioner. The learned trial Court, while allowing the said application, imposed an onerous condition directing the petitioner to execute a personal bond for a sum of Rs.1,50,000/- along with one surety for a sum of Rs.50,000/-. The petitioner is ready and willing to execute a personal bond for Rs.1,50,000/-; however, unless the surety amount of Rs.50,000/- is reduced, the petitioner would be put to great hardship.

5. Learned Additional Public Prosecutor submitted that the trial Court, after considering the averments made in support of the application, rightly passed the impugned order and that there are no grounds to interfere with the same.

6. Having considered the rival submissions made by the learned counsel for the petitioner and upon perusal of the material available on record, it reveals that even according to the parties, the petitioner is the owner of the property seized by the police. The petitioner filed an application in ~~CrI~~ CrI.M.P.No.76 of 2026 seeking return of the case

property. The trial Court, while allowing the said application, directed the petitioner to execute a personal bond for a sum of Rs.1,50,000/- along with one surety for a sum of Rs.50,000/-.

7. Taking into consideration the peculiar facts and circumstances of the case, this Court is of the considered view that the order passed by the learned Judicial Magistrate of First Class, Special (Mobile) PCR Act, Ranga Reddy-cum-IV Additional Judicial Magistrate-cum-IV Additional Junior Civil Judge, Ranga Reddy District at L.B. Nagar, dated 08.04.2026, is modified as follows:

“The petitioner is directed to furnish a personal bond for a sum of Rs.2,00,000/- to the satisfaction of the trial Court, instead of furnishing surety.”

8. With the above direction, the Criminal Petition is disposed of.

Miscellaneous applications, pending if any, shall stand closed.

SD/- B.REKHA RANI
ASSISTANT REGISTRAR

//TRUE COPY//

To,

SECTION OFFICER

1. The Judicial Magistrate of First Class, Special (Mobile) Court, Ranga Reddy District at L.B. Nagar.
2. The Judicial Magistrate of First Class, Special (Mobile) PCR Act, Ranga Reddy cum-IV Additional Judicial Magistrate-cum-IV Additional Junior Civil Judge, Ranga Reddy District at L.B. Nagar.

3. The IV Additional Metropolitan Magistrate cum IV Additional Junior Civil Judge at LB Nagar.
4. The Station House Officer, Chaitanyapuri Police Station, Rachakonda.
5. Two CCs to Public Prosecutor, High Court for the State of Telangana, at Hyderabad [OUT]
6. One CC to Sri Mancharla Vishnu Vardhan, Advocate [OPUC]
7. Two CD Copies

Sa/KA

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HIGH COURT

DATED: 24/04/2026

ORDER

CRLP.No.6402 of 2026



DISPOSING OF THE CRIMINAL PETITION

(10) copies
PUC
28/04/2026