

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

**MONDAY, THE SIXTEENTH DAY OF MARCH
TWO THOUSAND AND TWENTY SIX**

:PRESENT:

**THE HONOURABLE SRI JUSTICE K.LAKSHMAN
AND
THE HONOURABLE SRI JUSTICE B.R.MADHUSUDHAN RAO**

**IA No. 2 OF 2025
IN
CRLA NO: 586 OF 2024**

Between:

Bissa Raju, S/o Late Laxman.

... Appellants/Accused No. 1
(Appellant in CRLA 586 OF 2024
on the file of High Court)

AND

The State of Telangana, rep. by its P.P. High Court at Hyderabad for the State
of Telangana

...Respondent/Complainant
(Respondent in-do-)

Counsel for the Petitioner :Sri P PRABHAKAR REDDY

**Counsel for the Respondent : Sri Syed Yasar Mamoon,
Additional PUBLIC PROSECUTOR**

Petition under Section 430 (1) of BNSS praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to suspend the execution of sentence passed in SC No 110 of 2015 dated 08/04/2024 on the file of Additional District and Sessions Judge at Godavarikhani and release the petitioner on bail, pending disposal of CRLA No. 586 of 2024, on the file of the High Court.

The Court made the following
ORDER

**Heard Sri P.Prabhakar Reddy, learned counsel for the petitioner/Accused
No.1 and Sri Syed Yasar Mamoon, learned Additional Public Prosecutor.**

**Petitioner is Accused No.1 in S.C.No.110 of 2015. Vide impugned judgment
dated 08.04.2024, learned Additional District and Sessions Judge at**

Godavarikhani, convicted him for the offence under Sections 498-A r/w 34, 302 r/w 34, 201 r/w 34, 304-B r/w 34 of IPC and Section 4 of Dowry Prohibition Act r/w 34 of IPC and sentenced him to undergo life imprisonment for the offence under Section 302 of IPC. He is in jail from 08.04.2024.

Learned counsel for the petitioner would contend that the marriage of the petitioner/A1 with the deceased was a love marriage and it is against the wishes of her parents. They never visited her parents' house. Even then, they have created a story of dowry death. There is no direct evidence. The depositions of P.Ws.6 and 10 cannot be believed. He has 12 years old daughter and she is staying with his sister. Without considering the said aspects, learned trial Court convicted him.

Whereas, learned Additional Public Prosecutor would contend that the deceased is wife of the petitioner, he was found in the house/scene of offence, as spoken to by P.W.6. Therefore, petitioner has to explain the reason for death of his wife in terms of Section 106 of the Indian Evidence Act. On consideration of the said aspects only, learned trial Court convicted him.

In light of the aforesaid submissions, a perusal of the record reveals that, according to the prosecution, Accused Nos. 2 and 3 maintained an illicit relationship, and the deceased was coming in their way to the continuation of the said relationship. Therefore, they instigated the petitioner/Accused No. 1 to demand additional dowry of Rs. 10.00 lakhs and to do away with the life of the deceased. In furtherance of the said plan, the petitioner/A1 demanded additional dowry, which the deceased could not meet. Consequently, he allegedly set her ablaze by pouring kerosene on her.

P.W.6, who is a neighbor of the petitioner, categorically deposed that she observed the petitioner/A1 coming out of his house, after which other neighbors also entered the said house. P.W.10, another neighbor, also deposed on the same lines as P.W.6.

P.W.16 is the Doctor, who conducted autopsy over the dead body of the deceased. According to him, the cause of death is Cardio pulmonary arrest due to

asphyxia due to compression over the neck. He has issued Ex.P12/Post Mortem Examination report.

Even according to the prosecution, petitioner killed his wife and then burned her dead body.

Prima facie, there are specific allegations against the petitioner herein. The offence committed by him is grave and serious. In the light of the same, we are not inclined to grant bail to him. Therefore, this application is liable to be dismissed and accordingly the same is dismissed.

Sd/- S.MALLIKARJUNA RAO
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Additional District and Sessions Judge at Godavari Khani.
2. The Superintendent, Central Prison Cherlapally, Medchal Malkajgiri District.
3. One CC to SRI. P PRABHAKAR REDDY Advocate [OPUC]
4. Two CCs to PUBLIC PROSECUTOR, High Court of Telangana at Hyderabad [OUT]
5. One spare copy

HIGH COURT

**KL, J
&
BRMR, J**

DATED:16/03/2026

**ORDER
I.A.No.2 of 2025
IN
CRLA.No.586 of 2024**

I.A.DISMISSED

