

IN THE HIGH COURT FOR THE STATE OF TELANGANA

AT HYDERABAD

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.9987 of 2026

DATE: 08.07.2026

BETWEEN:

Hussain Khan @ Muzammil Khan

.....petitioner/accused

And

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

.....Respondent/complainant

ORDER

This Criminal Petition is filed praying this Court to enlarge the petitioner on bail who is arrayed as accused in Crime No.207 of 2026 before the Santosh Nagar Police Station, Hyderabad, registered for the offence punishable

under Sections 137(2), 81, 64(2)(m) of BNS and 5(I) read with 6 of POCSO Act.

2. The brief facts of the case are that the petitioner allegedly developed a relationship with the victim, promised to marry her, induced her to leave her family, had sexual intercourse with her on the pretext of marriage, and later refused to marry her, leading to registration of the present crime under Sections 137(2), 81 & 64(2)(m) of BNS and Section 5(1) r/w 6 of the POCSO Act.

3. Heard Sri C. Sharan Reddy learned counsel appearing on behalf of the petitioner as well as Sri D. Arun Kumar, learned Additional Public Prosecutor appearing on behalf of the respondent – State.

4. Learned counsel for the petitioner submitted that the petitioner is innocent; the victim was a minor at the time of the alleged incidents, the provisions of the POCSO Act are not attracted, the relationship was consensual, the dispute arose only due to the alleged failure to marry, the petitioner voluntarily surrendered before the police, and therefore prayed

to grant bail to the petitioner by allowing this Criminal Petition.

5. On the other hand, the learned Additional Public Prosecutor opposed the submissions made by the learned counsel for the petitioner stating that there are serious allegations of inducing the victim on a false promise of marriage and committing sexual offences. The investigation is still in progress and, therefore, grant of bail to the petitioner at this stage is not warranted. Hence, he prayed to dismiss the Criminal Petition.

6. In the light of the submissions made by both the learned counsel and a perusal of the material available on record, it appears that the petitioner is in jail since 28.05.2026. Further, the petitioner is disputing the age of the victim. In the earlier complaint, in the year 2024, the victim mentioned it as 17 years and in the present complaint also she mentioned it as 17 years and the same shall not be considered at this stage. As seen from the record, the material part of the investigation has been completed and L.Ws.1 to 17 witnesses have been examined. Considering the facts and circumstances of the case and the incarceration

period of the petitioner, this Court deems it fit to grant bail to the petitioner, subject to the following conditions:

- i. The petitioner shall execute a personal bond for a sum of Rs.25,000/- (Rupees Twenty Five Thousand only) each, with two sureties for a like sum each to the satisfaction of the VII Additional Chief Judicial Magistrate, Hyderabad.
- ii. The petitioner shall appear before the concerned SHO at 11:00 a.m., on every Monday for a period of eight (8) week or till filing of charge sheet whichever is earlier, for the purpose of investigation, and thereafter, as and when required.
- iii. The petitioner shall abide by the conditions stipulated in Section 437(3) of Cr.P.C.(presently, Section 480(3) of the BNSS).

7. Accordingly, the Criminal petition is allowed.

Miscellaneous applications, if any pending, shall stand closed.

K. SUJANA, J

Date: 08.07.2026
SAI

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