

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

MONDAY, THE SIXTEENTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY SIX

:PRESENT:

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

**IA No. 2 OF 2025
IN
CRLA NO: 660 OF 2022**

Between:

Chinthala Ramesh, S/o. Venkaiah

...Petitioner/Appellant

(Appellant in CRLA 660 OF 2022
on the file of High Court)

AND

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

...Respondent/Respondent

(Respondents in-do-)

Counsel for the Petitioner : SRI P.PRABHAKAR REDDY

**Counsel for the Respondent : SRI SYED YASAR MAMOON, ADDL. 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 release the petitioner on bail for a period of one month in CrI.A.No.660 of 2022 by
suspending the sentence in S.C.No.196 of 2016 dated 24/11/2022 on the file of the
Principal Session Judge Suryapet, pending disposal of CRLA No.660 of 2022, on the
file of the High Court.

The Court made the following

ORDER:

**Heard Sri P.Prabhakar Reddy, learned counsel for the
petitioner/accused and Sri Syed Yasar Mamoon, learned Additional Public
Prosecutor.**

**This application is filed seeking to suspend the sentence passed on
24.11.2022 in S.C.No.196 of 2016 by Principal Sessions Judge, Suryapet,**

and grant interim bail for a period of one month, pending disposal of the appeal.

The petitioner herein is sole accused in S.C.No.196 of 2022. Vide impugned judgment dated 24.11.2022, learned trial Court, convicted the petitioner for the offence under Section 302 of IPC and sentenced him to undergo Life Imprisonment, whereas he was acquitted for the offence under Section 506 of IPC. The petitioner is in jail from 24.11.2022.

Learned counsel for the petitioner would contend that P.W.6, eye witness, turned hostile. The version of P.W.5, independent witness, is contradictory with her evidence during cross-examination. Even as per Ex.D.1 – relevant portion in 161 CrPC statement of P.W.5, she has not mentioned the name of the accused in her Section 161 CrPC statement, whereas she has taken the name of the accused in her deposition. The petitioner is in jail from 24.11.2022. The prosecution did not examine another eye witness i.e. L.W.5. Without considering the said aspects, learned trial Court convicted the petitioner for the offence under Section 302 of IPC and sentenced to undergo life imprisonment.

Whereas, learned Additional Public Prosecutor would contend that in the matter like this, omissions and minor contradictions can be ignored. However, evidence of the prosecution witnesses cannot be analyzed while considering the bail application. This is second bail application. There is no change of circumstances from the date of dismissal of first bail application.

As rightly contended by the learned Additional Public Prosecutor, vide order dated 10.01.2023, we have dismissed I.A.No.1 of 2022 holding that nature of crime and also the reasons given by the Sessions Court in convicting the accused. As rightly contended by him that Ex.P.9 FSL report shows there were blood stains on M.O.1 – shirt of the deceased. The evidence of P.Ws.4 and 5 supports the case of the prosecution.

Learned counsel for the petitioner would contend that As per Ex.D.1, P.W.5 did not state the name of the accused in her 161 CrPC

statement but she has taken the name of the accused in her deposition. However, the said contradiction and the said contention of the petitioner can be considered at the time of hearing of the appeal finally.

Prima facie, there are specific overt acts against the petitioner herein. The offence committed by the petitioner is grave and serious in nature. Moreover, there is no change of circumstances from 10.01.2023, the date on which we have dismissed the first bail application i.e. I.A.No.1 of 2022.

In the light of the aforesaid discussion, we are not inclined to grant interim bail to the petitioner/accused. Therefore, this application is liable to be dismissed and is accordingly dismissed

**SD/- MOMINA MEHAR
ASSISTANT REGISTRAR**

//TRUE COPY//


SECTION OFFICER

To,

1. The Principal Session Judge Court, Suryapet.
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 at Hyderabad [OUT]
5. One spare copy

HIGH COURT

KL, J

&

BRMRJ

DATED:16.02.2026

LIST ON 25.03.2026

ORDER

I.A.No.2 of 2025

IN

CRLA.No.660 of 2022



DISMISSING THE I.A.