

THE HON'BLE SRI JUSTICE T. SUNIL CHOWDARY

CRIMINAL PETITION No.8994 of 2017

ORDER:

This petition is filed, by the petitioner-accused No.1, under Sections 437 and 439 Cr.P.C., seeking bail in C.O.R.117 of 2017 on the file of the Station House Officer, Prohibition and Excise Station, Hanamkonda, Warangal District, registered for the offence punishable under Section 8(c) read with 20(b)(ii)(B) of the Narcotic Drugs and Psychotropic Substances Act, 1985.

2. The learned counsel for the petitioner submitted that the petitioner was falsely implicated in this case; therefore it is a fit case to grant bail to the petitioner.

3. The learned Additional Public Prosecutor submitted that the investigation is in progress; therefore, it is not a fit case to grant bail to the petitioner.

4. The case of the prosecution is that on 24.07.2017 on receiving reliable information, the Prohibition and Excise Officials proceeded to Jawahar Colony, Hanamkonda, and raided the house of the petitioner and seized 18 kgs. of ganja, cash of Rs.25,000/- and three mobile phones by following due procedure. The petitioner was apprehended on the same day and produced before the concerned Court for judicial custody.

5. The petitioner filed CrI.M.P.No.489 of 2017 on the file of the Court of the Special Sessions Judge for NDPS Cases-cum-I Additional Sessions Judge, Warangal, and the same was dismissed on 01.08.2017 on the ground that the investigation is in progress.

6. A perusal of the record reveals that the prosecution agency seized 18 kgs. of ganja from the possession of the petitioner and other accused and the investigation is in progress.

7. Taking into consideration the gravity of the offence alleged to have been committed by the petitioner as well as the stage of investigation, this Court is of the considered view that it is not a fit case to grant bail to the petitioner.

8. Accordingly, the Criminal Petition is dismissed.

Date: 03.10.2017
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T.SUNIL CHOWDARY, J

