

THE HON'BLE Dr. JUSTICE SHAMEEM AKTHER

CRIMINAL PETITION No.11569 OF 2017

ORDER:

This Criminal Petition, under Section 438 of the Code of Criminal Procedure, 1973 (for short, 'Cr.P.C.'), is filed by the petitioner/accused, for grant of anticipatory bail in the event of his arrest in Crime No.135 of 2017 on the file of Serilingampally Excise Police Station, Ranga Reddy District, registered for the offence punishable under Section 8 (c) read with 20 (b) (ii) of Narcotic Drugs and Psychotropic Substances Act, 1985.

2. Heard the learned counsel for the petitioner/accused, learned Additional Public Prosecutor representing the respondent-State and perused the record.

3. The learned counsel for the petitioner/accused would submit that the petitioner is an innocent person and is falsely implicated in this case and ultimately, prayed to allow the application.

4. The learned Additional Public Prosecutor opposed the grant of bail to the petitioner/accused.

5. The material on record reveals that on 28.08.2017, at 06:40 PM, when the excise officials were checking, on seeking them, the petitioner/accused left his vehicle and ran away. On verification of the vehicle, they found 1.5 Kgs. of dry ganja and the same was seized under the cover of panchanama. It is also brought to the notice of the Court that the petitioner is one of the accused in Crime

No.138 of 2017 of Serilingampally Excise Police Station, Ranga Reddy District. There are three other cases relating to ganja only.

6. It appears that the petitioner is a habitual offender dealing in ganja. The matter requires thorough investigation. Therefore, the petitioner is not entitled for anticipatory bail under Section 438 Cr.P.C.

7. Accordingly, the Criminal Petition is dismissed.

Miscellaneous petitions, if any, pending in this Criminal Petition, shall stand closed.

December 04, 2017  
MD



Dr. SHAMEEM AKTHER, J

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