

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

**TUESDAY, THE NINETEENTH DAY OF JANUARY  
TWO THOUSAND AND TWENTY ONE**

**PRESENT**

**THE HONOURABLE JUSTICE G SRI DEVI**

**CRIMINAL PETITION NO: 173 OF 2021**

**Between:**

Mohammed Furkan, S/o. Mohd. Ejaj, Aged about 37 years, Occ. Business, R/o. Moti Kunj, Lohamandi, Agra, Uttar Pradesh, India - 282002.

**...PETITIONER/ACCUSED No.4**

**AND**

The State of Telangana, Through S.H.O., Police Station Bhadrachalam Town PSI Bhadradi Kothagudem District, Rep. through its Public Prosecutor, High Court at Hyderabad

**...RESPONDENT**

Petition under Section 438 of Cr.P.C praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to grant anticipatory bail to the Petitioner /Accused No. 4 in the event of their arrest in connection with the FIR vide FIR. 373 of 2020 on the file of the Police Station Bhadrachalam Town.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri M S ACHYUTH BHARTHWAJ Advocate for the Petitioner and the Public Prosecutor on behalf of the Respondent No 1.

**The Court made the following: ORDER**

**HONOURABLE JUSTICE G. SRI DEVI**  
**CRIMINAL PETITION No.173 OF 2021**

**ORDER:**

This Criminal Petition, under Section 438 Cr.P.C., is filed by the petitioner/A-4, for grant of anticipatory bail in Crime No.373 of 2020 of P.S. Bhadrachalam Town, registered for the offences punishable under Section 8(c) r/w. Section 20(b) of N.D.P.S. Act.

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

Learned counsel for the petitioner would submit that the petitioner is innocent and is in no way concerned with the alleged offences of possessing ganja etc. It is submitted that the petitioner is a law-abiding citizen and is prepared to abide by any condition that may be imposed in case of granting anticipatory bail. Hence, he prayed to grant anticipatory bail to the petitioner.

Learned Additional Public Prosecutor representing the respondent-State opposed granting of anticipatory bail to the petitioner, stating that the vehicle belonging to the petitioner/A-4 is being used for transporting Ganja and that there are specific allegations against the petitioner that at the instance of the petitioner herein and the other accused i.e. A-5 in the crime, the alleged Ganja is being transported. Hence, he prayed for dismissal of the petition.

Having regard to the facts and circumstances of the case, nature and gravity of the offences, this Court is not inclined to grant anticipatory bail to the petitioner.

The Criminal Petition is, accordingly, dismissed. However, if the petitioner surrenders before the competent Court within a period of ten days from today and applies for regular bail, the same shall be considered by the said Court, in accordance with law.

Miscellaneous applications, if any, pending shall stand closed.

Sd/-CH.VENKATESHWARLU  
ASSISTANT REGISTRAR  
SECTION OFFICER

//TRUE COPY//

To,

1. The Judicial First Class Magistrate , at Bhadrachalam.
2. The Station House Officer, Police Station Bhadrachalam Town PSI Bhadradi Kothagudem District.
3. Two CCs to Public Prosecutor, High Court for the State of Telangana, at Hyderabad [OUT]
4. One CC to SRI. M S ACHYUTH BHARTHWAJ Advocate [OPUC]
5. Two CD Copies



HIGH COURT

GSDJ

DATED: 19/01/2021

ORDER

CRLP.No.173 of 2021



DISMISSING THE CRIMINAL PETITION

ATM (7)  
25/1/2021