

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

**TUESDAY, THE NINTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY ONE**

**PRESENT
THE HONOURABLE JUSTICE G SRI DEVI**

CRIMINAL PETITION NO: 592 OF 2021

Between:

Ajay Raj Singh @ Durgesh Singh, S/o. Pratap Singh,

...PETITIONER/ACCUSED NO.5

AND

State of Telangana, through SHO, PS Excise, Dhoolpet, Hyderabad, Represented by
the Public Prosecutor

...RESPONDENT/COMPLAINANT

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.5 in the event of arrest in Crime COR.No.389 of 2020 on the file of Police Station, Excise, Dhoolpet, Hyderabad.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri UMESH SINGH, Advocate for the Petitioner and of the Public Prosecutor (TG) on behalf of the Respondent.

The Court made the following: ORDER

THE HONOURABLE JUSTICE G. SRI DEVI

CRIMINAL PETITION No.592 OF 2021

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 No.5 for grant of anticipatory bail in the event of his arrest in connection with Crime No.389 of 2020 of Dhoolpet Prohibition and Excise Station, Hyderabad, registered for the offence punishable under Section 8 (c) read with 20 (b)(ii) (c) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short, 'NDPS Act').

2. Heard learned counsel for the petitioner/Accused No.5 and the learned Additional Public Prosecutor representing the respondent/State. Perused the record.
3. Learned counsel for the petitioner would submit that the petitioner is innocent of the offence alleged against him; that the petitioner did not commit any offence as alleged by the prosecution; that the respondent-police have falsely implicated the petitioner in the present case and ultimately, prayed to grant anticipatory bail to the petitioner.
4. Learned Additional Public Prosecutor opposed the petition.
5. As seen from the contents of the First Information Report, total 38.5 kgs., of Ganja was recovered from the possession of accused No.2, who purchased the same from accused No.3, who in turn trying to sell the same to the present petitioner/accused No.5

6. Thus, in view of nature of allegations levelled against the petitioner, I am not inclined to grant anticipatory bail to the petitioner. However, the petitioner/A.5 is directed to surrender before the Court concerned within a period of ten (10) days from today and move an application for regular bail, after giving prior notice to the Public Prosecutor concerned. If any such application is filed, the said application shall be considered in accordance with law.

7. With above observations, the Criminal Petition is dismissed.

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

Sd/-N.CHANDRASEKHAR RAO
ASSISTANT REGISTRAR

//TRUE COPY//

GO
SECTION OFFICER

To

1. The I Additional Chief Metropolitan Magistrate, Hyderabad.
2. The Station House Officer, Excise Police Station, Dhoolpet, Hyderabad.
3. Two ccs to the Public Prosecutor (TG), High Court of Judicature at Hyderabad (OUT)
4. One cc to Sri Umesh Singh, Advocate (OPUC)
5. Two CD Copies

KJ.



HIGH COURT

DATED:09/02/2021

ORDER

CRLP.No.592 of 2021



DISMISSING THE CRL.P.

⑦ VLV
20/2/21