

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

**TUESDAY, THE THIRTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND TWENTY TWO**

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 6356 OF 2022

Between:

Jagadish Chandra Jhat, S/o.Shivlal Jhat, aged 25 years, Occ.Business, R/o.Sri Ramana Colony, L.B.Nagar, Ranga Reddy District, N/o.Vishnunagar, Roliya (V), Udaipur Division, Kapasan Tahsil, ChittogarhDist, Rajasthan State

...PETITIONER/ACCUSED-1

AND

The State of Telangana, Through Public Prosecutor High Court at Hyderabad.

...RESPONDENT

Petition under Sections 437 &439 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 enlarge the Petitioner/A1 accused on bail in connection with Crime No. 653 of 2022 dated 13-04-2022 on the file of PS L.B.Nagar I and O, Rachakonda District .

This Petition coming on for hearing,upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri N KRISHNA SUMANTH ,Advocate for the Petitioner and the Assistant Public Prosecutor on behalf of the Respondent

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE K.SURENDER**CRIMINAL PETITION NO. 6356 OF 2022****ORDER:**

This Criminal Petition is filed under Sections 437 and 439 of Code of Criminal Procedure, 1973 (for short "Cr.P.C") seeking regular bail to the petitioner/A1 in connection with Crime No.653/2022 on the file of L.B.Nagar Law and Order Police Station, Rachakonda Commissionerate, registered for the offences punishable under Section 18 of the NDPS Act.

2. Heard learned counsel for the petitioner and learned Assistant Public Prosecutor for the respondent-State and perused the record.
3. The case of the prosecution is that this petitioner is found in possession of 2.6 Kgs. of Opium Juice and that the commercial quantity of which is 2.5 Kgs.
4. Learned Counsel for the petitioner submits that the contraband seized is in excess of only 100 grams from the commercial quantity of 2.5 Kgs.
5. Learned Assistant Public Prosecutor submits that the FSL has given report stating that the contraband seized is Opium.
6. Since the quantity seized is commercial quantity, at this stage, this Court is not inclined to grant bail to this petitioner.

7. Accordingly, the Criminal Petition is dismissed. However, the petitioner is at liberty to move the trial Court seeking regular bail under the changed circumstances.

Miscellaneous applications, pending if any, shall stand closed.

//TRUE COPY//

SD/-B.SATYAVATHI
DEPUTY REGISTRAR
SECTION OFFICER

To,

1. The II Additional Metropolitan Magistrate Cum Additional Junior Civil Judge, Ranga Reddy District at L.B.Nagar.
2. The Station House Officer, Police Station L.B.Nagar I and O, Rachakonda District.
3. The Superintendent, Cherlapally Jail, Ranga Reddy District.
4. Two CCs to Public Prosecutor, High Court for the State of Telangana, at Hyderabad.(OUT)
5. One CC to SRI. N KRISHNA SUMANTH Advocate [OPUC]
6. Two CD Copies
7. One Spare Copy

CDL

11/11

HIGH COURT

DATED:13/09/2022

ORDER

CRL.P.No.6356 of 2022



DISMISSING THE CRIMINAL PETITION.

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22/10/22
HKT