

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

**MONDAY, THE FOURTEENTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY TWO**

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 9203 OF 2022

Between:

Moonari Sai Prakash, S/o Late Venugopal Rao Age- 24 years, Occ- Driver
R/o- Surar, cam Colony, Suraram, Kuthbullapur Mandal, Medchal Malkajgiri.
N/o- Pothula Bogunda, Shivampet Mandal, Medak Sri Sai Nagar Colony,
Hyderabad

...PETITIONER/ACCUSED NO. 2

AND

The State Of Telangana, Represented by Public Prosecutor, High Court
Building, Hyderabad through S.H.O., P.S. Kodakandla

...RESPONDENT

Petition under Section 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/ Accused No.2 on bail in
S.C.NDPS.No.14 of 2022 on the file of Principal district and sessions Judge,
Janagaon.

This Petition coming on for hearing, upon perusing the Memorandum of
Grounds of Criminal Petition and upon hearing the arguments of Sri Nageshwar
Rao Pujari, Advocate for the Petitioner and of the Public Prosecutor for the State
of Telangana on behalf of the Respondent No. 1.

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE K.SURENDER**CRIMINAL PETITION No.9203 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 who is arrayed as Accused No.2 in SC NDPS No.14 of 2022 pending on the file of Principal District and Sessions Judge, Janagaon.

2. Heard learned counsel for the petitioner-Accused No.2 and the learned Additional Public Prosecutor for the respondent-State. Perused the record.

3. Learned counsel for the petitioner submits that the investigation is completed and charge sheet is filed. However, there is violation of the standing order 1 of 1989, as such, the entire investigation is void and he seeks bail on the said ground.

4. Since the charge sheet is already filed, the petitioner is at liberty to move before the trial Court by filing an application under Section 227 of Cr.P.C. seeking discharge on the aforesaid ground.

Upon such filing, the Principal District and Sessions Judge shall dispose of the said application, on merits, within a period of two weeks from the date of filing of discharge application.

5. Accordingly, the Criminal Petition is disposed off.

Miscellaneous applications, pending if any, shall stand closed.

Sd/- K. AMMAJI

ASSISTANT REGISTRAR

SECTION OFFICER

//TRUE COPY//

To,

1. The Principal District and Sessions Judge, Jangaon District.
2. SHO, Police Station Kodakandala, Janagaon District.
3. One CC to Sri Nageshwar Rao Pujari, Advocate [OPUC]
4. Two CCs to Public Prosecutor, High Court of Telangana, Hyderabad [OUT]
5. One Spare Copy



VH

HIGH COURT

KSJ

DATED: 14/11/2022

ORDER

CRLP.No.9203 of 2022



The Criminal Petition is Disposed off.

⑥ vij
9/12/22