

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

**FRIDAY ,THE THIRD DAY OF FEBRUARY  
TWO THOUSAND AND TWENTY THREE**

**PRESENT**

**THE HONOURABLE DR. JUSTICE CHILLAKUR SUMALATHA**

**CRIMINAL PETITION NO: 543 OF 2023**

**Between:**

M. Nikhil Jaswa, S/o. Bharat Kumar, Aged about 28 years, Occ , Guitar Teacher,  
R/o. Flat No. 402, Gangothri Nakshtra Pisine Go Green Colony, Lane Road No.3,  
Alakapuri Township, Road No.25, Neknampur, Narsingi, K.V. Ranga Reddy District.  
(A-2)

**...Petitioner/Accused No2**

**AND**

The State of Telangana, Rep. by its Public Prosecutor, High Court of Telangana at  
Hyderabad.

**...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 direct the Station House Officer Prohibition and Excise Station  
Nampally Hyderabad to grant the bail to the Petitioner/Accused No.2 in the event  
of his arrest in Connection with Crime No. 65/2022 of Prohibition and Excise  
Station Nampally Hyderabad.

This Petition coming on for hearing, upon perusing the Memorandum of  
Grounds of Criminal Petition and upon hearing the arguments of Sri C Vasundhara  
Reddy , Advocate for the Petitioner and the Additional Public Prosecutor on behalf  
of the Respondent.

**The Court made the following: ORDER**

**HON'BLE Dr. JUSTICE CHILLAKUR SUMALATHA**

**CRIMINAL PETITION No.543 of 2023**

**ORDER:**

1. Heard Sri C.Sharan Reddy, learned counsel who is representing Smt.C.Vasundhara Reddy, learned counsel on record for the petitioner as well as the learned Additional Public Prosecutor who is representing the Respondent-State.
2. This Criminal Petition is filed under Section 438 Cr.P.C. on behalf of the petitioner, who is arrayed as Accused No.2 in Crime No.65 of 2022 of Prohibition and Excise Station, Nampally, for grant of pre-arrest bail.
3. Making his submission, learned counsel for the petitioner states that nothing was seized from the possession of the petitioner and therefore, the petitioner is entitled for bail.
4. On the other hand, the submission of the learned Additional Public Prosecutor is that the petitioner is a supplier of Drugs and as per the information received and the evidence collected, the petitioner had supplied MDMA and LSD drugs to Accused No.1 from whose possession,

they were seized. Learned Additional Public Prosecutor also stated that the petitioner is involved in two other similar offences.

5. In reply to that, learned counsel for the petitioner submits that in those two cases, less than commercial quantity of contraband was seized. However, the fact remains that there are criminal antecedents which goes to show that the petitioner is *prima facie* involved in two other similar crimes. As far as the present case is concerned, it is not the case of the petitioner that the investigation is completed and no incriminating material is collected against him. Having found these factors, this Court is of the view that the request of the petitioner cannot be honoured.

6. Resultantly, the Criminal Petition is dismissed.

//TRUE COPY//

Sd/- G. SIREESHA  
ASSISTANT REGISTRAR

  
SECTION OFFICER

To,

1. The XII Additional Chief Metropolitan Magistrate at Nampally, Hyderabad.
2. The I Additional Metropolitan Sessions Judge, Hyderabad.
3. The Station House Officer, Excise Police Station, Nampally, Hyderabad District.
4. Two CC to the Public Prosecutor, High Court for the State of Telangana at Hyderabad. [OUT]
5. One CC to Sri. C.Vasundhara Reddy, Advocate [OPUC]
6. Two CD Copies 

HIGH COURT

DR CSL, J

DATED: 03/02/2023



ORDER

CRLP.No.543 of 2023

CRIMINAL PETITION IS DISMISSED

9 vlv  
20/2/23