

THE HONOURABLE SRI JUSTICE K.SURENDER**CRIMINAL PETITION NO.9264 OF 2023****ORDER:**

1. 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/Accused No.2 in Crime.No.244 of 2023 on the file of Golconda Police Station, Hyderabad, registered for the offence under Section 8(c) r/w. 20 (b) (ii) (C) of Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'the NPDS Act') and 29 of NDPSAA.
2. Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the respondent-State and perused the record.
3. On 22.08.2023, the SI of Police, Golconda apprehended A-1 and seized 22 kgs of ganja and the vehicle in which they were travelling. On the basis of confession of A-1, the Police arrested this petitioner and found 0.870 kgs of ganja and cash of Rs.15,70,000/-.

4. Learned counsel appearing for the petitioner would submit that small quantity is 1 kg. and on the basis of 0.870 kgs. of ganja, the offence would be bailable offence and punishable upto 6 months.

5. On the other hand, learned Additional Public Prosecutor on instructions, would submit that 14 cases are pending against this petitioner under NDPS Act.

6. However, keeping in view that the quantity of contraband seized is less than small quantity and the implication is basis of confession of A-1, this petitioner can be granted the relief of regular bail, subject to following conditions:

i) The petitioner/Accused No.2 shall execute personal bond for a sum of Rs.50,000/- (Rupees Fifty thousand only) with two sureties for a like sum each to the satisfaction of I Additional Metropolitan Sessions Judge, Hyderabad.

ii) The petitioner/Accused No.2 after release shall appear before the concerned Station House Officer at 10:00 a.m. on every Monday and Wednesday for a period of eight weeks and thereafter, as and when required for the purpose of investigation.

iii) The petitioner/Accused No.2 shall abide by the other conditions stipulated under Section 437(3) of Cr.P.C.

7. Accordingly, this Criminal Petition is allowed. Miscellaneous applications, pending if any, shall stand closed.

K.SURENDER, J

Date: 26.09.2023
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THE HON'BLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO. 9264 OF 2023

Dt.26.09.2023

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