

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

**FRIDAY, THE TWENTY NINTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 12762 OF 2023

BETWEEN:

Gadigela Pandu, S/o. Kistaiah Goud Aged about 41 years, Occ. Business, R/o. 3-6, Nagulapally(v), Farooqnagar(m), R.R.District

...PETITIONER/ACCUSED

AND

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

...RESPONDENT/COMPLAINANTS

Petition under Section 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 on bail in C.O.R.No.174 of 2023 on such terms and conditions as this Hon'ble Court deems fit and proper in the interest of justice.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri MARAM ANIL KUMAR, Advocate for the Petitioner and the Public Prosecutor (TG) on behalf of the Sole Respondent no.3

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE K.SURENDER**CRIMINAL PETITION NO.12762 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 in C.O.R.No.174 of 2023, on the file of Shadnagar Excise Station, Cyberabad, registered for the offence punishable under Sections 8 (c) r/w 22 (C) of NDPS Act, 1985.
2. Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the respondent-State and perused the record.
3. The petitioner was found in possession of 750 gms of alprazolam while he was travelling on a bike. Having followed the procedure prescribed under NDPS Act, the petitioner was remanded to judicial custody.
4. Learned counsel appearing for the petitioner would submit that there is delay of 7 days in sending the samples to FSL.

5. Learned Additional Public Prosecutor opposed the bail application.

6. Since the case is under investigation, this Court is not inclined to grant the relief of bail at this juncture.

7. Accordingly, the Criminal Petition is dismissed. However, the petitioner is at liberty to renew the application under changed circumstances. Miscellaneous applications, pending if any, shall stand closed.

SD/- K. AMMAJI
ASSISTANT REGISTRAR

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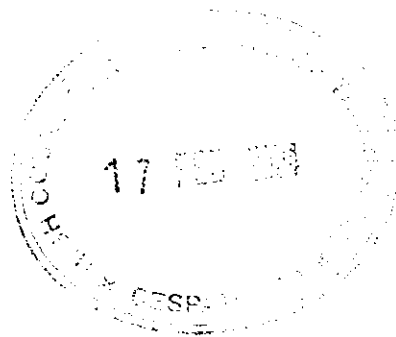
SECTION OFFICER

To,

1. The I Addl. Judicial Magistrate of First Class at Hyderabad.
2. The Station House Officer, Shadnagar, Ranga Reddy District.
3. One CC to SRI. MARAM ANIL KUMAR Advocate [OPUC]
4. One CC to SRI. PUBLIC PROSECUTOR Advocate [OUT]
5. Two CD Copies

KMS

HIGH COURT
KS, J
DATED: 29/12/2023



ORDER

CRLP.No.12762 of 2023

DISMISSED

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