

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

**TUESDAY, THE SECOND DAY OF JANUARY
TWO THOUSAND AND TWENTY FOUR**

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION NO: 12890 OF 2023

Between:

Doosari Naveen Goud, S/o Doosari Eshwar Goud, Aged 31 Years, Occ. Business,
R/o H.No.1-130, Abbapur Village, Navipet Mandal, Nizamabad District (TS).

...PETITIONER/ACCUSED No.2

AND

State of Telangana, Rep. by S.H.O, Prohibition and Excise, Nizamabad, through
Public Prosecutor, High Court for the State of Telangana, At Hyderabad.

...RESPONDENT/COMPLAINANTS

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 grant Anticipatory Bail to the Petitioner/Accused No.2, in the event of his arrest in C.O.R. No. 331 of 2023 on the file of S.H.O, Prohibition and Excise, Nizamabad, Telangana State.

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

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE K.SURENDER

CRIMINAL PETITION No.12890 of 2023

ORDER:

This Criminal Petition is filed under Section 438 of Cr.P.C. by petitioner/accused No.2 seeking anticipatory bail in the event of his arrest in connection with C.O.R No.331 of 2023 on the file of the S.H.O, Prohibition and Excise, Nizamabad, registered for the offence punishable under Section 34(a) r/w 34(1) of T.S.Excise Act, 1968 r/w 4(a) 5(a) of T.S.Chloral Hydrate Chloral Rules, 1973 and under Section 8(C) r/w 22 (C) of NDPS Act, 1985.

2. Heard learned counsel for the petitioner, learned Additional Public Prosecutor for the respondent-State and perused the record.

3. The excise personnel on 04.11.2023 conducted search in the residence of this petitioner and found 14kgs. of Alprazolam. The mother of this petitioner is arrayed as accused No.1. She was in the house when the search had taken place.

4. On the basis of Alprazolam found in the premises, police registered crime under both Excise Act and NDPS Act.

5. Learned counsel for the petitioner would submit that this petitioner was not present when the alleged seizure has taken place. Further, it is not in dispute that this petitioner is resident of the said house.

6. Under the circumstances of the case, this Court is not inclined to grant anticipatory bail. However, the petitioner is at liberty to surrender before the concerned Court seeking regular bail. In the event of such surrender and filing an application seeking bail, the trial Court shall dispose of the application for bail on merits within two working days giving opportunity to the Public Prosecutor.

7. Accordingly, the Criminal Petition is disposed of. Miscellaneous applications, if any pending in this criminal petition, shall stand closed.

SD/- MOHD. ISMAIL
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Special Judicial Magistrate of First Class for Trial of P & E Offences-cum-IV Additional Junior Civil Judge, Nizamabad.
2. Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad[OUT]
3. The Station House Officer, Prohibition and Excise, Nizamabad.
4. One CC to Sri G. Venkat Reddy, Advocate [OPUC]
5. Two CD Copies

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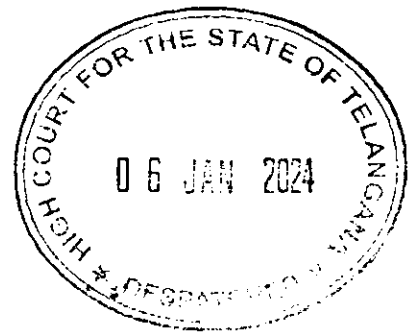
SWT

HIGH COURT

DATED: 02/01/2024

ORDER

CRLP.No.12890 of 2023



DISPOSING OF THE CRL.P.

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