

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

**TUESDAY, THE THIRTY FIRST DAY OF DECEMBER
TWO THOUSAND AND TWENTY FOUR**

PRESENT

THE HONOURABLE SMT JUSTICE K. SUJANA

CRIMINAL PETITION NO: 15734 OF 2024

Between:

Dorangula Niranjan, S/o. Edanna, aged 43 years, Occ: Civil Contractor, R/o. H.No. 1-93, Bairampur Village, Veldanda Mandal, Nagar Kurnool District.

...PETITIONER/ACCUSED No.3

AND

The State of Telangana, through SHO, Bachupally Police Station, Cyberabad represented by its Public Prosecutor, High Court for the State of Telangana

...RESPONDENT/COMPLAINANT

Petition under Section 480 & 483 of B.N.S.S., 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. 3 on bail in SC NDPS No. 54 of 2023 on the file of the I Additional Sessions Judge, Medchal-Malkajgiri District at Kushaiguda, Hyderabad registered on the basis of FIR No.49 of 2023 dated 29-01-2023 registered before Bachupally Police Station 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 M RAMA KRISHNA, Advocate for the Petitioner and of Sri Syed Yasar Mamoon, the Additional Public Prosecutor for the State of Telangana on behalf of the Sole Respondent.

The Court made the following: ORDER

THE HONOURABLE SMT JUSTICE K. SUJANA

CRIMINAL PETITION No.15734 of 2024

ORAL ORDER:

Seeking the Court to enlarge the petitioner, who is arrayed as accused No.3, in SC.NDPS.No.54 of 2023 on the file of the learned I Additional Sessions Judge, Medchal-Malkajgiri District at Kushaiguda, Hyderabad, on bail, the present Criminal Petition is filed.

2. The brief facts of the case are that On 29.01.2023, at 4:30 PM, Sub-Inspector G. Saidulu received credible information that two persons were in possession of dry ganja near VNR Engineering College, Bachupally. He incorporated this information into the General Diary, informed his superiors under Section 42(2) of the NDPS Act, and obtained permission to verify the information. With two mediators, Pothaganthi Sridevi and Domaragidda Chandra Shekar, and his staff, he apprehended two persons, Kilo Premdas and Ashok Kumar, who were found with 37 kilograms and 620

grams of dry ganja, two mobile phones, and Rs 2,000 in cash. During questioning, they admitted their guilt, revealing that they were instructed by Niranjana to transport the ganja from Odisha to sell it for easy money.

3. Heard Sri M. Rama Krishna, learned counsel appearing on behalf of the petitioner as well as Sri Syed Yasar Mamoon, learned Additional Public Prosecutor appearing for respondent - State.

4. Learned counsel for the petitioner submitted that the petitioner is innocent and falsely implicated by the police, based solely on statements from accused Nos.1 and 2 and that the allegations do not warrant the charged sections, and there is no evidence of the petitioner agreeing to buy or purchasing ganja from Accused No.1. He further submitted that no connection between the petitioner and other accused has been established, and the petitioner was not found at the delivery point.

5. Learned counsel for the petitioner contended that the arrest of the petitioner was based on alleged

statements by Accused Nos.1 and 2 while in police custody. Despite filing multiple bail applications, the petitioner remains in judicial remand, affecting their family's well-being and education. He further contended that the investigation is completed, and a supplementary charge sheet has been filed, serving no purpose in keeping the petitioner in judicial remand. The petitioner is a law-abiding citizen, willing to provide sureties and abide by any conditions for granting bail. Therefore, he prayed the Court to grant bail to the petitioner by allowing this criminal petition.

6. On the other hand, learned Additional Public Prosecutor opposed the submissions made by the learned counsel for the petitioner stating that the allegations leveled against the petitioner are of serious nature which raises concern over his involvement in trade drugs. Therefore, prayed the Court to dismiss the criminal petition.

7. Having regard to the rival submissions made and on going through the material placed on record, it is

noted that the limited grievance of learned counsel for the petitioner is that the petitioner was falsely implicated in the case solely based on the confession of accused Nos.1 and 2, and no contraband was seized from him and that petitioner is no way concerned with the alleged offence, whereas, it is the specific stand of learned Additional Public Prosecutor that petitioner is actively involved in drug trade, working hand in hand with other accused persons. The investigation in the case is not yet completed. Further, the contraband seized from the accused is a commercial quantity; this Court is not inclined to grant bail to the petitioner. Therefore, there are no merits in the criminal petition to grant bail to the petitioner and the same is liable to be dismissed.

8. Accordingly, this Criminal Petition is dismissed.

Miscellaneous applications, if any pending, shall stand closed.

Sd/- P.CH. NAGABHUSHAMBA
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To

1. The I Additional Sessions Judge, Medchal Malkajgiri District.
2. The Station House Officer, Bachupally Police Station, Cyberabad.
3. Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad (OUT)
4. One CC to SRI. M RAMA KRISHNA, Advocate [OPUC]
5. Two CD Copies

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HIGH COURT
DATED:31/12/2024

ORDER
CRLP.No.15734 of 2024



CRL.PETITION IS DISMISSED

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