

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.2333 of 2025

ORDER:

Seeking the Court to enlarge the petitioner who is arrayed as accused No.2 in Crime No.20 of 2025 of Bhadrachalam Town Police Station, Bhadrachalam-Kothagudem District, on bail, the present Criminal Petition is filed.

2. The brief facts of the case are that on 27.01.2025, near RTO Office in Bhadrachalam, the Police apprehended two individuals, K.Samanth and J. Vinny, for illegal possession and transportation of ganja. The accused, both addicted to ganja, had arranged to purchase 5.5 kgs of ganja from an unknown person in Seeleru Village, using a motorcycle and Rs.5,000/- provided by an acquaintance with Ch.Naveen. The Police seized the ganja, valued at Rs.1,37,500/- along with two mobile phones and the motorcycle, and arrested the accused.

3. Heard Sri B. Muralidhar, learned counsel appearing on behalf of the petitioner as well as Sri Syed Yasar Manoon, learned Additional Public Prosecutor appearing on behalf of the respondent-State.

4. Learned counsel for the petitioner submitted that the seized contraband is only of intermediate quantity and that he was falsely implicated with fabricated allegations, despite a lack of corroborative evidence. He further submitted that all key witnesses have been examined, making further detention unnecessary. The petitioner had been in judicial custody since 27.01.2025, causing hardship to his family. Therefore, he prayed the Court to grant bail to the petitioners by allowing this Criminal Petition.

5. On the other hand, learned Additional Public Prosecutor opposed the submissions made by the learned counsel for the petitioner stating that the investigation is not yet completed, therefore, granting bail to the petitioner, at this stage, does not arise. Hence, he prayed the Court to dismiss the criminal petition.

6. After considering submissions from both the parties and reviewing the record, since the seized contraband is Intermediate Quantity and the petitioner is languishing in jail from 27.01.2025 and also material part of investigation is completed, as such, this Court deems it fit to grant bail to the petitioner subject to the following conditions:

- i. The petitioner shall execute a personal bond for a sum of Rs.25,000/- (Rupees

Twenty Five Thousand only), with two sureties for a like sum each to the satisfaction of the learned Judicial Magistrate of First Class, Bhadrachalam.

- ii. The petitioner shall appear before the concerned SHO at 11:00 a.m., on every Sunday for a period of eight (8) week or till filing of charge sheet whichever is earlier, for the purpose of investigation, and thereafter, as and when required.
- iii. The petitioner shall abide by the conditions stipulated in Section 437(3) of Cr.P.C. (presently, Section 480(3) of the BNSS).

7. Accordingly, the Criminal petition is allowed.

Miscellaneous applications, if any pending, shall stand closed.

K. SUJANA, J

Date: 20.02.2025
SAI

THE HONOURABLE SMT JUSTICE K. SUJANA

CRIMINAL PETITION No.2333 of 2025

Date: 20.02.2025

SAI