

THE HONOURABLE SMT JUSTICE K. SUJANA

CRIMINAL PETITION No.11713 of 2025

ORDER:

The present Criminal Petition is filed praying this Court to enlarge the petitioner on bail, who is arrayed as accused No.1 in Crime No.128 of 2025 before the Police Station, EOW Cyberabad, on the file of Excise Police, Serilingampally Police Station, registered for the offences punishable under Sections 8(c) read with 22(b) of NDPS Act.

2. The brief facts of the case of prosecution are that on 06.08.2025 the STF Hyderabad Team conducted route watch and detected illegal possession and sale of MDMA drug and seized one backpack black color bag containing 5.14 grams of MDMA, along with two mobile phones and one two wheeler bearing No.TS15FE0437.

3. Heard Smt Sreedevi Keerthi, learned counsel for petitioner, and Sri D. Arun Kumar, learned Additional Public Prosecutor appearing for respondent – State.

4. Learned counsel for petitioner submitted that the seized contraband is intermediary quantity and petitioner is in judicial remand since 06.08.2025. Therefore, while advocating that material part of the investigation is completed, further custody of the petitioner serves no purpose, he prayed this Court to grant bail to the petitioner by allowing this criminal petition.

5. On the other hand, learned Additional Public Prosecutor opposed the submissions made by the learned counsel for petitioner stating that though the seized contraband is intermediary quantity, it is pertinent to divulge that there is another crime registered against the petitioner for the similar offences. Therefore, prayed the Court to dismiss the criminal petition.

6. Having regard to rival submissions made and on going through the material placed on record, it is noted that the petitioner is in judicial remand since 06.08.2025. That apart, it is imperative to note that though previous crime for the similar offences is registered against the petitioner, the said crime also involves intermediary quantity. Therefore, considering the period of incarceration of petitioner, this Court deems it fit to grant bail to the petitioner, subject to following the below 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 V Additional Judicial Magistrate, at LB.Nagar.
- ii. The petitioner shall appear before the concerned SHO at 11:00 a.m., on every Wednesday for a period of eight (8) weeks, for the purpose of investigation, and thereafter, as and when required.
- iii. The petitioner shall abide by the conditions stipulated in Section 480(3) of the BNSS, earlier known as Section 437(3) of Cr.P.C.

7. Accordingly, the Criminal petition is allowed.

Miscellaneous applications, if any pending, shall stand closed.

K. SUJANA, J

Date: 19.09.2025
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