

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.11953 of 2025

ORDER:

Seeking the Court to enlarge the petitioner who are arrayed as accused No.2 in Crime No.750 of 2025 of Shameerpet Police Station, Cyberabad Commissionerate, registered for the offences punishable under Sections 8(c) read with 20(b)(ii)(B), 27(A) and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'NDPS Act'), on bail, the present Criminal Petition is filed.

2. The brief facts of the case are that on 28.08.2025, on credible information, the police intercepted the accused and seized 1.914 kilograms of ganja from the possession of Accused. The accused were subsequently arrested, and a case was registered against them for the aforesaid offences.

3. Heard Sri P Manoj, learned counsel appearing on behalf of the petitioner as well as Sri Arun Kumar Doddla, learned Additional Public Prosecutor appearing on behalf of the respondent-State.

4. Learned counsel for the petitioner submitted that the petitioner is innocent and that the seized contraband is just

Intermediate Quantity and that all the material witnesses were examined, and further detention of the petitioner is unnecessary. He further submitted that the petitioner has been in judicial custody since 28.08.2025 and he is having exams from Monday and if he is not enlarged on bail, he will loss his semester, as such directly approached this Court without filing the same before the trial Court. Therefore, he prayed the 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 the petitioner, contending that although the seized contraband falls under the category of intermediate quantity, the investigation is still ongoing and has not yet been completed. He further contended that the petitioner has not adhered to the procedure laid down by the Hon'ble Apex Court, which mandates that a bail petition should first be filed before the trial Court. Therefore, granting bail to the petitioner, at this stage, does not arise. Hence, he prayed the Court to dismiss the criminal petition.

6. Considering the submissions of both learned counsel and upon perusal of the material available on record, it is observed that the seized contraband falls under the category of intermediate quantity. The petitioner has been in judicial custody since

28.08.2025, and a substantial portion of the investigation has already been completed. It is further noted that the petitioner has submitted his examination Time Table and ID card, which indicate that he is scheduled to appear for his 2nd Semester Examinations commencing from Monday. In view of these circumstances, and taking into account the nature of the allegations, the stage of investigation, and the academic commitments of the petitioner, 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.15,000/- (Rupees Fifteen Thousand only), with two sureties for a like sum each to the satisfaction of the learned I Additional District and Sessions Judge, Medchal Malkajgiri District at Kushaiguda.
- ii. The petitioner shall appear before the concerned SHO at 11:00 a.m., on every Monday 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: 18.09.2025
SS

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