

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

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.16361 of 2025

DATE: 16.12.2025

Between:

Kali Wala Manju and 4 others

.... Petitioners/
Accused Nos.1 to 5

AND

The State of Telangana,
Rep. by its Public Prosecutor,
High Court of Telangana, Hyderabad.

.... Respondent/
Complainant

ORDER

This Criminal Petition is filed under Section 480 & 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') by the petitioners/accused Nos.1 to 5 seeking their enlargement on bail in connection with Crime No.151 of 2025 of Prohibition and Excise Balanagar Police Station. The offences alleged against the petitioners are under Sections 8(c) read with 20(b)(ii)(B) of NDPS Act.

2. The brief facts of the case are that, on 13.11.2025, the *de-facto* complainant, on credible information, conducted an inspection at H.No.10-11-81, Pardhiwada, Fathenagar. During the search, 1.140 kilograms of dry ganja, concealed in a black polythene cover, was found in the possession of the accused and the same was seized. As the accused were absconding at the time of the raid, the petitioners were subsequently arrested on 22.11.2025.

3. Heard Sri M. Amarnath, learned counsel appearing for the petitioners and Sri D. Arun Kumar, learned Additional Public Prosecutor appearing for the respondent-State.

4. The contention of the learned counsel for the petitioners is that the petitioners are innocent and were arrested on 22.11.2025 and that the seized contraband, namely 1.340 kilograms of dry ganja, constitutes an intermediate quantity, and that the material part of the investigation has already been completed. Therefore, he prayed this Court to grant bail to the petitioners.

5. On the other hand, the learned Additional Public Prosecutor opposed the submissions made by the learned

counsel for the petitioners, contending that the allegations against them are grave in nature and that they have a previous criminal history. He further submitted that accused No.1 is involved in six crimes, accused No.2 in two crimes, accused No.3 in one crime, accused No.4 in four crimes, and accused No.5 in five crimes, all of which pertain to offences under the NDPS Act. He further contended that the petitioners are habitual offenders and are not entitled to the grant of bail, although the alleged contraband seized is of intermediate quantity.

6. In light of the submissions made by both the learned counsel and upon a perusal of the material available on record, it is evident that the petitioners have been in judicial custody since 22.11.2025. As reflected in the remand case diary, although the contraband was seized from accused Nos.1 to 5 on 13.11.2025, they were shown as absconding and were subsequently arrested on 22.11.2025. It is also noted that in the previous cases, the contraband seized was of intermediate quantity. Considering the overall facts and circumstances of the case, including the nature of the allegations, the stage of investigation, the quantity of

contraband involved, and the duration of incarceration, this Court finds it appropriate to grant bail to the petitioners—accused Nos.1 to 5, subject to the following conditions:

- i. The petitioners shall execute a personal bond for a sum of Rs.25,000/- (Rupees Twenty Five Thousand only) each, with two sureties for a like sum each to the satisfaction of the learned II Additional Junior Civil Judge – cum – XIII Additional Metropolitan Magistrate at Kukatpally, Medchal Malakajgiri District.
- ii. The petitioners 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 petitioners shall abide by the conditions stipulated in Section 437(3) of Cr.P.C. (presently, Section 480(3) of the BNSS).

- iv. The prosecution shall be at liberty to seek cancellation of the bail granted to the petitioners at any time, if they are found to be involved in any other case of similar offences.

7. Accordingly, the Criminal petition is allowed.

Miscellaneous petitions, if any, pending shall stand closed.

Date: 16.12.2025
SS

K. SUJANA, J

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