

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

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.4390 of 2026

DATE: 06.04.2026

Between:

Rahman S/o Mohammad.

... Petitioner/Accused No.2

AND

The State of Telangana,

Rep. by its Public Prosecutor,

High Court of Judicature of Hyderabad

At Telangana State.

... Respondent/Complainant

ORDER

This Criminal Petition is filed under Sections 480 & 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') by the petitioner/A.2 seeking to enlarge him on bail in connection with C.O.R. No.156 of 2025 of Balanagar Prohibition & Excise Police Station, Medchal-Malkajgiri District. The offence alleged against the petitioner is under Section 8(c) read with 20(b)(ii)(B) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'NDPS Act').

2. The brief facts of the case are that on 25.11.2025, on reliable information, the *de-facto* complainant conducted inspection and found accused No.1 in possession of 1.234 Kilogram of dry ganja and the same was seized by the complainant. A.1 confessed about

involvement of Accused No.2, who is shown as absconding. Basing on the same, the aforesaid criminal case was registered against the accused for the aforesaid offence.

3. Heard Ms.Kahkashan Afreen Sufi, learned counsel for the petitioner and Sri M.Ramachandra Reddy, learned Additional Public Prosecutor for the respondent-State.

4. Learned counsel for the petitioner submits that the petitioner is innocent of the offence alleged against him and he has been in judicial custody since 11.02.2026 and that the contraband allegedly seized from the possession of the petitioner is 1.234 kilograms of dry ganja, which falls under the category of intermediate quantity and that as material part of investigation is already completed, further detention of the petitioner is unwarranted and therefore, he prayed the Court to grant bail to the petitioner by allowing the 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 in progress and has not yet been completed. Therefore, granting bail to the petitioner, at this stage, does not arise. However, he informed the Court that the petitioner has no criminal antecedents.

6. Considering the submissions of both learned counsel and upon perusal of the material available on record, it is observed that the seized contraband i.e., 1.234 Kgs of dry ganja falls under the category of intermediate quantity and that the petitioner has been in judicial custody since 11.02.2026, and substantial portion of the investigation has already been completed, this Court deems it fit to grant bail to the petitioner, subject to the following conditions:

- i. The petitioner-accused No.2 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 I Additional Metropolitan Sessions Judge, Medchal Malkajgiri 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: 06.04.2026

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