

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

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.4329 OF 2026

DATE: 05.05.2026

Between :

Heeraman @ Heeralal

... Petitioner/A.5

And

The State of Telangana,
Rep. by Public Prosecutor,
High Court for the State of Telangana,
Hyderabad, (Through SHO,
Shamirpet Police Station)

... Respondent/
Complainant

: ORDER :

This Criminal Petition is filed praying this Court to enlarge the petitioner on bail who is arrayed as accused No.5 in Crime No.642 of 2025 of Shameerpet Police Station, Cyberabad Commissionerate. The offences alleged against the petitioner are punishable under Sections 8 (c) r/w. 20(b) (ii) (C), 27 (A) and 29 of

the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'NDPS Act').

2. The brief facts of the case are that on 19.07.2025, on credible information that three persons were illegally possessing and transporting Ganja from Malkangiri, Odisha to Hyderabad for delivery to the customers near Rotary-II, Shamirpet, the S.I of Police, along with his staff proceeded to the said spot and at about 12.05 hours the police found three persons standing near Rotary-II with four rice bags on the roadside and apprehended them. On questioning them, they revealed their identities and stated that they went to Malkangiri, Odisha on 17.07.2025 to collect ganja packets and packed them into four rice bags. When the said bags were checked they found 41.797 kgs of Ganja, the same was seized under cover of panchanama and case was registered against the accused for the above offences.

3. Heard Sri P. Vikasraj, learned counsel appearing on behalf of the petitioner as well as Sri M.Ramachandra Reddy, learned Additional Public Prosecutor appearing on behalf of the respondent - State.

4. The contention of learned counsel for the petitioner is that petitioner is innocent of the said allegations. Petitioner is in jail

from 05.12.2025 and most of the investigation is already completed except filing of charge sheet. He further contended that the other accused in this crime were already granted bail. Hence, prayed this Court to grant bail to the petitioner by allowing this criminal petition.

5. On the other hand, learned Additional Public Prosecutor opposed bail stating that the quantity involved is a huge commercial quantity and in view of rigor of Section 37 of NDPS Act, petitioner is not entitled for bail and prayed to dismiss this petition. However, he informed the Court that no other cases are pending against the petitioner.

6. Considering the submissions made by both learned counsel and upon perusal of the material available on record, it is evident that the petitioner herein is arrayed as A.5 and has been in judicial custody since 05.12.2025. Though the contraband seized in the present case is 41.797 kgs of Ganja, which falls within the ambit of commercial quantity, it is noted that the petitioner has undergone incarceration for a period of five months. As per the remand case diary, the prosecution has already examined LWs.1 to 23, indicating substantial progress in the investigation. Taking into consideration the overall facts and circumstances of the case, the nature of allegations, the progress of investigation, and the period

of incarceration, this Court is inclined to grant regular 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-cum-Additional Family Court Judge, Medchal-Malkajgiri District at Kushaiguda.
- ii. The petitioner shall appear before the concerned SHO between 09.00 a.m and 5.00 p.m., on every Wednesday for a period of eight (8) weeks 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 483(2) of the BNSS.

7. Accordingly, the Criminal Petition is allowed.

Miscellaneous applications, if any pending, shall stand closed.

Date: 05.05.2026
ss

K. SUJANA, J

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