

IN THE HIGH COURT FOR THE STATE OF TELANGANA

AT HYDERABAD

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.5267 OF 2026

DATE : 06.05.2026

Between :

Vatiikoti Rakesh

... Petitioner/A.3

And

The State of Telangana

... Respondent/Complainant

: ORDER :

This Criminal Petition is filed praying this Court to enlarge the petitioner on bail who is arrayed as accused No.3 in Crime No.2282 of 2025 of Madhapur Police Station, Cyberabad. The offences alleged against the petitioner are under Sections 8(c) r/w.22(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 26.11.2025, the complainant received credible information that two persons

would come to the Monday Market area in Madhapur between 21:00 and 22:00 hours to sell MDMA to customers. Upon receiving the information, he informed his superior officer and obtained permission to verify the same. Thereafter, he secured two panch witnesses and, at about 20:40 hours, proceeded to the spot along with his staff and apprehended the accused persons and seized 14 grams of MDMA, from the possession of accused under the cover of a panchanama in the presence of mediators. Based on the said seizure, the police registered the present crime against the accused for the above offences.

3. Heard Smt Annapurna Sreeram, learned counsel appearing for the petitioner and Sri M.Ramachandra Reddy, learned Additional Public Prosecutor appearing for the respondent-State.

4. The contention of learned counsel for the petitioner is that petitioner has been falsely implicated in the present case and was illegally taken into custody from his residence on 26.11.2025 at about 7:30 AM under the guise of verification, subjected to ill-treatment, and forced to give a confession, whereas the police falsely projected that A.2 and A.3 were apprehended at about 21:20 hours near Ayyappa Society,

Madhapur; it is further submitted that the alleged seizure and panchanama were stage-managed by the police by placing a packet and creating false records, and the arrest was subsequently shown as having been made on the next day. The petitioner was thereafter produced before the Magistrate through electronic mode and remanded to judicial custody, and has since been lodged in jail. It is further contended that the petitioner has no connection with the alleged offence, that no contraband was recovered from him, and the alleged seizure of 14 grams of MDMA was only from Accused No.2, which does not constitute commercial quantity. The allegation that the petitioner transferred Rs.12,000/- to Accused No.2 for procuring MDMA is denied as false and unsupported by any material. It is further contended that there is no evidence linking the petitioner to the offence and that the case has been fabricated through a perfunctory investigation. The petitioner has no criminal antecedents and is a student pursuing a Hotel Management course, but due to his continued detention, he has already missed his first semester examinations and is at risk of losing his academic year, as he may not be able to appear for the upcoming second semester examinations and may face cancellation of his admission, thereby causing serious prejudice

to his education and future. Hence, prayed this Court to enlarge the petitioner on bail by allowing this criminal petition.

5. On the other hand, learned Additional Public Prosecutor opposed for grant of bail contending that the contraband seized is a huge commercial quantity, as such, in view of rigor of Section 37 of NDPS Act, petitioner is not entitled to bail. However, he submitted that charge is not yet filed. Hence, prayed this Court to dismiss this criminal petition.

6. Having regard to the submissions made and the material placed on record, it is seen that petitioner is in jail for more than five months and till today charge sheet is not filed. Considering the period of incarceration of petitioner in jail and the facts and circumstances, 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.25,000/- (Rupees Twenty Five Thousand only) with two sureties for a like sum each to the satisfaction of the II-Additional Junior Civil Judge-cum-X Additional Judicial First Class Magistrate at Kukatpally.
- ii. The petitioner shall appear before the concerned SHO between 09.00 a.m and 5.00 p.m., on every Monday 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 petitions, if any, pending shall stand closed.

Date :06.05.2026
Rds

K. SUJANA, J

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