IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

THE HON'BLE JUSTICE B.R.MADHUSUDHAN RAO

CRIMINAL PETITION No.15132 of 2026

(C.N.R No. HBHC010636572026)

DATED: 26.10.2026

Between:
Sudhanshu Kumar. ... Petitioner – A2

And

The State of Telangana,
Rep. by Public Prosecutor,
High Court of Telangana at Hyderabad.
Through Station House Officer,
PS RP Secunderabad. ... Respondent-State

O R D E R

1. This Criminal Petition is filed under Sections 480 and 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS) praying this Court to enlarge the petitioner-A2 on bail in connection with Crime No.291 of 2026 of RPS Secunderabad P.S, GRP Secunderabad. The offence alleged against the petitioner-A2 is punishable under Section 8 (c) read with 20 (b) (ii) (C) of the NDPS Act, 1985.

2. Heard Sri Dayakar, learned counsel for petitioner-A2 and Sri D. Arun Kumar, learned Additional Public Prosecutor for respondent - State.

3. Land counsel for the petitioner submits that the petitioner – A2 is law abiding citizen and has no criminal antecedents, he is ready to cooperate fully with the Investigating Agency and

undertakes not to tamper with prosecution evidence. Earlier bail petition filed by the petitioner – A2 for grant of regular bail came to be dismissed by this Court on 05.08.2026 vide Crl.P.No.12040 of 2026, the changed circumstance is that accused No.3- Suman Kumar is enlarged on bail by the learned Sessions Court vide Crl.M.P.No.4522 of 2026 dated 12.10.2026 and prayed to enlarge the petitioner – A2 on bail.

4. Learned Additional Public Prosecutor submits that the role played by the petitioner – A2 is clearly depicted in the remand case diary and earlier bail petition filed by the petitioner – A2 is dismissed by this Court on 05.08.2026 vide Crl.P.No.12040 of 2026.

5. LW-1 T.Madhav has lodged a complaint before the Station House Officer RPS Secunderabad on 28.05.2026, basing on which FIR No.291 of 2026 came to be registered on the same day under Section 8 (c) read with 20 (b)(ii) (C) of the NDPS Act. The seized property is 36.374 Kgs., of ganja.

6. Petitioner-accused No.2 has filed bail petition in Crl.M.P.No.2625 of 2026 in Crime No.291 of 2026 before the learned Sessions Judge, which came to be dismissed on 16.06.2026, similar bail application is filed vide Crl.M.P.No.3151 of 2026 in the same crime which also came to be dismissed on

21.07.2026 as petitioner-accused No.2 has not complied with rigor of Section 37 of NDPS Act.

7. A1-Rohit Sani Gorakhe, A4- Abhay are absconding. The ganja packets seized is weighing 36.374 Kgs., (35 packets) worth Rs.18,18,700/-. Petitioner –A2 is remanded to judicial custody on 28.05.2026, main accused is still absconding. Long incarceration is not a ground for grant of bail.

8. The Changed circumstance in the case is that A3- Suman Kumar is enlarged on bail by the learned Sessions Court *vide* Crl.M.P.No.4522 of 2026 on 12.10.2026. It is observed in the order that the trial is likely to take considerable time for its conclusion and the apprehension of the prosecution can be adequately safeguarded by imposing stringent conditions.

9. Petitioner – Accused No.2 and accused No.3 were arrested on the same day and were produced before the concerned Magistrate for remand on 29.05.2026.

10. As the co-accused i.e., accused No.3 is already enlarged on bail, petitioner – A2 is standing on the same footing. Hence, the petitioner – A2 is entitled to be enlarged on bail subject to following conditions:

> i) The petitioner- A2 shall execute a personal bond for a sum of Rs.25,000/- (Rupees Twenty Five Thousand only) with local two sureties for a like sum each to the satisfaction of learned

Metropolitan Sessions Judge/Committal Court at Secunderabad/Hyderabad.

ii) The petitioner- A2 shall appear before the concerned SHO between 10:00 a.m. and 5:00 p.m., on every Sunday 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 – A2 shall not involve in similar offence.

iv) The petitioner- A2 shall abide by the conditions stipulated in Section 437(3) of Cr.P.C. (presently, Section 480(3) of the BNSS).

v) The petitioner- A2 shall not directly or indirectly influence, threaten, or induce any of the prosecution witnesses.

vi) In the event of violation of any of the above conditions, the prosecution is at liberty to file an application for cancellation of bail.

11. Accordingly, this Criminal Petition is allowed.

Miscellaneous applications, if any pending, shall stand closed.

B.R.MADHUSUDHAN RAO, J

Date: 26.10.2026.
YVL

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