IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

THE HON'BLE SRI JUSTICE B.R.MADHUSUDHAN RAO

CRIMINAL PETITION No.15867 of 2026

(CNR.No. HBHC010642562026)

DATE: 28.10.2026

BETWEEN:

Angaluri Laxmi Narasimha Swamy @ Lucky.

.....Petitioner-Accused No.1

And

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

.....Respondent No.1-State

2) G Saidulu

....Respondent No.2-Complainant

ORDER

1. This Criminal Petition is filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') praying this Court to enlarge the petitioner on bail who is arrayed as accused No.1 in connection with Crime.No.51 of 2026 of Prohibition & Excise Station, Hayathnagar, Rangareddy district, registered for the offence punishable under Section 8(c) read with Section 20(b)(ii)(B) of the NDPS Act.

2. Heard Sri Md Fasiuddin, learned counsel for the petitioner-accused No.1 and Sri D. Arun Kumar, learned Additional Public Prosecutor appearing for the respondent No.1–State.

3. Learned counsel for the petitioner submits that the alleged quantity involved in the entire case is only 2.5 kgs of ganja consisting of two packets weighting 1 kg and 1.5 kgs respectively, the said quantity is admittedly a much below the notified commercial quantity of 20 kgs of ganja. The department of revenue also identifies 1 kg as a small quantity and 20 kgs as commercial quantity. The stringent conditions in Section 37 of the NDPS Act is not attracted. The contraband has already been seized, sealed and secured by the investigating agency. Petitioner-accused No.1 is a student pursuing B.Tech 3rd year and he is permanent resident of Ranga Reddy District. Accused No.2-K.Basavaraj, is enlarged on bail by the learned Sessions Court on 12.05.2026. Entire investigation is completed, prayed to enlarge the petitioner-accused No.1 on bail.

4. Learned Additional Public Prosecutor submits that 2.050 kgs of loose dry ganja is seized from the possession of accused No.2-K.Basavaraj and accused No.3-K.Naveen Kumar. Petitioner-accused No.1 is involved in two other crimes and he is not entitled for grant of bail.

5. On perusal of Crime Occurrence Report dated 28.02.2026, which states that P&ESI; ST DTF Saroornagar along with the staff proceeded to conduct raid at a ruined house beside new Sharada Timber Mart, Sagar Road to Chintalkunta Link Road, Hyderabad and deducted a case of illegal possession and sale of dry ganja and seized 2.050 kgs and arrested accused Nos.2 and 3, while accused No.1 was absconding.

6. Petitioner-accused No.1 is involved in COR.No.47 of 2026 of P.S., Andole Excise, Sanga Reddy District and COR.No.51 of 2026 (present case) apart from FIR.No.125 of 2026. In FIR.No.125 of 2026, petitioner-accused No.1 was enlarged on bail by the learned Sessions Court *vide* Crl.M.P.No.1393 of 2026, a reference is made in the above said bail order about the involvement of the petitioner-accused No.1 in other cases and imposed conditions while enlarging him on bail.

7. Accused No.2-K. Basavaraj is enlarged on bail by the learned Sessions Court *vide* Crl.M.P.No.683 of 2026 dated 12.05.2026. It is observed in the order that major portion of the investigation is completed and the quantity seized is non-commercial quantity, bar under Section 37 of the NDPS Act is not attracted.

8. Petitioner-accused No.1 was in judicial custody in Crime No.125 of 2026 of P.S., Hyderabad Green Pharma City, a PT

warrant was obtained on 08.09.2026 and it was regularized on the same day, since then he is in judicial custody.

9. Investigation in the present case is at the fag end, furthermore the contraband seized is 2.050 kgs of dry ganja, which is a non-commercial quantity, detaining the petitioner-accused No.1 further in judicial custody will not serve the purpose. Hence, petitioner-accused No.1 is entitled to be enlarged on bail, subject to the following conditions:

i. The petitioner-accused No.1 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 I Additional District and Sessions Judge, Ranga Reddy District at L.B.Nagar.

ii. The petitioner-accused No.1 shall appear before the concerned SHO between 10 a.m. to 5 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-accused No.1 shall abide by the conditions stipulated in Section 437(3) of Cr.P.C.(presently, Section 480(3) of the BNSS).

iv. The petitioner-accused No.1 shall not directly or indirectly influence, threaten, or induce any of the prosecution witnesses.

v. It is made clear that if any of the above conditions are violated, the prosecution is at liberty to file an application for cancellation of the bail.

10. Accordingly, the Criminal petition is allowed.

Miscellaneous applications, if any pending, shall stand closed.

B.R.MADHUSUDHAN RAO, J

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pss

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