IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

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

CRIMINAL PETITION No.15677 of 2026

CNR No.HBHC010658372026

DATED : 29.10.2026

BETWEEN:

1. Kurapati Buchaiah @ Mani

2. Kalumula Ramesh

3. Gadamsetty Surya Prakash

.....Petitioners-Accused Nos.5, 6 & 8

AND

The State of Telangana,
Rep. by its Public Prosecutor,

...Respondent - Complainant

ORDER

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 petitioners on bail who are arrayed as accused Nos.5, 6 and 8 in connection with Crime No.270 of 2025 of P.S. Tekulapalli, Bhadradri Kothagudem District. The offences alleged against the petitioners-A5, A6 and A8 are punishable under Sections 8(c) r/w 20(b)(ii)(C), 27A, 29

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

2. Heard Sri G.Kumar Yaddlapalli, learned counsel for the petitioners-A5, A6 and A8 and Sri D.Arun Kumar, learned Additional Public Prosecutor for the respondent - State.

3. Learned counsel for the petitioners submits that basing on the confession of A1-Lal Singh Chauhan who allegedly confessed the involvement of Mani and Ramesh - A5 and A6 who assisted him in procuring contraband ganja of 199.673 kgs in Crime No.356 of 2025 of Bhadrachalam Town Police Station. Petitioner No.3-A8 voluntarily surrendered before the learned J.F.C.M., Bhadrachalam on 16.04.2026 and was remanded to judicial custody. Police has added the names of petitioner Nos.1 and 2 - A5 and A6 and substituted the name of petitioner No.3 - A8 in the place of unknown person. Petitioner Nos.1 and 2 - A5 and A6 were produced on P.T. warrant before the concerned Court on 25.12.2025 and petitioner No.3 - A8 voluntarily surrendered before the Court on 16.05.2025. Petitioners - A5, A6 and A8 are falsely implicated in the case basing on the confessional statement of the co-accused and they are languishing in jail for more than a year notwithstanding their innocence and prayed to enlarge them on bail.

4. Learned Additional Public Prosecutor submits that charge sheet came to be filed against A1, A5 and A6 before the concerned Court and the same is numbered as SC.NDPS. No.117 of 2026. A1 is still in jail and the petitioners – A5, A6 and A8 are also involved in a Crime No.356 of 2025 of Bhadrachalam Town P.S. in NDPS case.

5. The complainant along with his staff apprehended A1 on 29.11.2025 while he was transporting the ganja in Maruthi Sujiki Cian, silver colour car bearing No.AP 31 DA 4554 and seized 199.673 kgs of ganja and two mobile phones from his possession. On interrogation he confessed that he got the ganja from A3 and A4 and further confessed that he transported the ganja with the help and directions of A2, A5 to A8. Basing on the said complaint, FIR came to be registered.

6. Police has filed charge sheet against A1, A5 and A6 for the offences under Section 8(c) r/w 20 (b))ii) (C), 27A and 29 of the NDPS Act 1985. Petitioner Nos.1 and 2 - A5 and A6 were arrested and produced before the concerned Court on P.T. warrant on 25.12.2025, since then they are in jail. Petitioner No.3 - A8 voluntarily surrendered before the Court on 16.05.2025.

7. Petitioners - A5, A6 and A8 have filed Crl.MP.No.857 of 2026 before the learned Sessions Court, which came to be dismissed *vide* order dated 18.09.2026 with an observation that the quantity of ganja seized is 199.673 kgs which is massive.

8. Learned counsel for the petitioners submits that the petitioners – A5, A6 and A8 were granted bail by the learned Sessions Court in Crl.MP.No.610 of 2026 in Crime No.356 of 2025.

9. Contraband is seized from the possession of A1, he is still in jail.

10. Basing on the confessional statement of A1, petitioner Nos.1 and 2 - A5 and A6 are arrested.

11.1. In **Vijay Pal Singh Vs. State of Haryana**[1], High Court of Punjab and Haryana observed in Para No.7 which reads as under:

> "7. Admittedly, the involvement of the petitioner in the instant case is solely on the basis of disclosure statement of co-accused Sita Ram from whom on his arrest on 24.09.2020, commercial quantity of contraband was recovered and who made a statement that he had purchased the said contraband form the petitioner, besides disclosure statement by the petitioner pursuant to his

[1] http://indiankanoon.org/doc/129456629

> arrest. However, apart from the disclosure statements, there is no other material to connect the petitioner with the commission of the offence".

11.2. The same view is taken in **B.Balakrishan Vs. State of Andhra Pradesh represented by its Public Prosecutor[2]**.

12. Entire contraband is seized from the possession of A1, petitioner Nos.1 to 3 - A5, A6 and A8 are arrested basing on the confessional statement of A1, the decisions stated supra are squarely applicable to the case on hand. Hence, petitioners have made out a case for grant of bail and they are entitled for the same.

13. Police has to file supplementary charge sheet against petitioner No.3 - A8.

14. In the result, petitioners-A5, A6 and A8 are enlarged on bail, subject to the following conditions:

i. The petitioners-A5, A6 and A8 shall execute a personal bond for a sum of Rs.25,000/- (Rupees twenty five thousand only), with two local sureties for a like sum each to the satisfaction of the learned Judicial First Class Magistrate at Yellandu.

[2] 2025 SCC OnLine AP 3040

ii. The petitioners- A5, A6 and A8 shall appear before the learned Sessions Court, as and when the case is posted and shall cooperate with the disposal of the main case.

iii. The petitioners- A5, A6 and A8 shall not directly or indirectly influence, threaten, or induce any of the prosecution witnesses connected to the S.C.

iv. It is made clear that if any of the conditions imposed by this Court are violated, the prosecution is at liberty to file an application for cancellation of the bail.

Miscellaneous applications, if any pending, shall stand closed.

B.R.MADHUSUDHAN RAO, J

Date: 29.10.2026
PLV

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