IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

THE HONOURABLE SRI JUSTICE VAKITI RAMAKRISHNA REDDY

CRIMINAL PETITION No.16277 of 2026
(CNR.No.HBHC010685802026)

DATED: 18.11.2026

BETWEEN:

Chukwu Ogbonna @ Big Joe @ Peace with you ...Petitioner/Accused No.6

AND

The State of Telangana,
TGNAB, Hyderabad Narcotics Police Station,
Hyderabad District,
Rep., by its Public Prosecutor,
High Court, Hyderabad.

.... Respondent/Complainant

ORDER:

Criminal Petition is filed under Sections 480 and 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') seeking to enlarge the petitioner, who is arrayed as accused No.6 in SC.NDPC No.36 of 2026, on the file of Police Station TG Anti Narcotics Bureau, Hyderabad, on bail. The said crime was registered for the offences punishable under Sections 8(c) r/w 22(b) 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 24.04.2025, upon receiving credible information that a Nigerian national, aged about 30 to 35 years, who had been supplying narcotic drugs such as Cocaine and MDMA in Hyderabad for a considerable period and was involved in several cases, was absconding and was likely to come near Taramathi Baradari, Langer

House, on the Gandipet Main Road, to sell MDMA to his customer on 24.04.2025, the complainant, believing the information to be true and authentic, brought the same to the notice of his immediate superior officer and made a General Diary (GD) entry regarding the information received. Thereafter, the complainant proceeded to the spot, apprehended Accused No. 1 and seized the contraband, i.e., 17.86 grams of Mephedrone, from his possession. Based on the said facts, the present crime was registered.

3. Heard Ms.Divya Raj, learned counsel representing Ms.Mudumba Laxmi, learned counsel for the petitioner and Sri M. Vivekananda Reddy, learned Assistant Public Prosecutor appearing for the respondent-State.

4. Learned counsel for the petitioner submitted that the petitioner is innocent and that all the allegations levelled against him are false. She further submitted that no contraband was seized from the possession of the petitioner and that he was arrested solely on the basis of the confessional statement of Accused No. 1. She further submitted that the contraband seized in the present case falls within the intermediate quantity category. She also submitted that the petitioner has been in judicial custody since 25.09.2025. Further, a substantial part of the investigation has been completed and the continued detention of the petitioner is no longer necessary. Therefore, learned counsel prayed to grant bail to the petitioner.

5. On the other hand, learned Assistant Public Prosecutor opposed the bail stating that there are serious allegations against the petitioner and petitioner also involved other similar cases. Therefore, the learned Assistant Public Prosecutor prayed for dismissal of the criminal petition.

6. In the light of the submissions made by both learned counsel and upon perusal of the material available on record, it appears that the seized contraband was initially suspected to be MDMA. As per the expert's report, the contraband was found to be Mephedrone, therefore, 17.86 grams of Mephedrone constitutes an intermediate quantity. It is further evident that the petitioner has been remanded to judicial custody on execution of PT warrant on 25.09.2025 and as per the remand case diary, the prosecution witnesses (LWs.1 to 20) have already been examined.

7. Considering the facts and circumstances of the case, the nature of the allegations, the stage of investigation and the period of incarceration and having regard to the fact that no contraband was recovered from the possession of the petitioner, that his alleged involvement in the present case is based solely on the confession statement of a co-accused, this Court is of the considered view that the petitioner-A6 is entitled to be enlarged on bail, subject to the following conditions:

i. The petitioner-A6 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 learned I Additional Sessions Judge, Nampally, Hyderabad.

ii. The petitioner-A6 shall abide by the conditions stipulated in Section 437(3) of Cr.P.C. (presently, Section 480(3) of the BNSS).

iii. The petitioner-A6 shall not directly or indirectly influence, threaten, or induce any of the prosecution witnesses.

iv. The petitioner-A6 shall not leave the country without the prior permission of the concerned trial Court.

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

8. Accordingly, the Criminal petition is allowed.

Miscellaneous applications, if any pending, shall stand closed.

VAKITI RAMAKRISHNA REDDY, J

Date: 18.11.2026
gv

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