IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

THE HONOURABLE SRI JUSTICE VAKITI RAMAKRISHNA REDDY

CRIMINAL PETITION No.17567 of 2026

(CNR.No. HBHC010728692026)

DATED: 18.11.2026

Between:

Muthun Kumar Mishra ...Petitioner/Accused No.4

AND

State of Telangana,
Represented by the learned Public Prosecutor,
High Court for the State of Telangana,
Hyderabad.

.... Respondent/Complainant

ORDER:

This Criminal Petition is filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS), read with Section 37 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short, 'the NDPS Act'), seeking regular bail to the petitioner/Accused No.4 in Crime No.152 of 2026 of P.S. Mehdipatnam, Hyderabad District, registered for the offences punishable under Sections 8(c) read with 22(c), 27A, 29 and 27(a) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'NDPS Act').

2. Heard Sri Kanna Nagaraju, learned counsel for the petitioner, and Sri M. Vivekanand Reddy, learned Assistant Public Prosecutor, appearing for the respondent-State.

3. Learned counsel for the petitioner submits that the petitioner is innocent of the alleged offences and has been falsely implicated in the present crime. It is submitted that the petitioner is aged about 21 years and is working as a Rapido driver. The remand case diary does not disclose any material to show that the petitioner was in possession or control of the alleged contraband. It is further submitted that the petitioner has been in judicial custody since 16.05.2026 and prayed to enlarge him on bail.

4. Learned Assistant Public Prosecutor submits that the petitioner is involved in the commission of the alleged offence along with the other accused. The role played by the petitioner is clearly depicted in the remand case diary. It is further submitted that the contraband seized is 137.60 grams of MDMA, which is more than the commercial quantity, and that the investigation is still pending, hence, prayed to dismiss the petition.

5. The brief facts of the case are that, G.V. Narsinga Rao, Sub-Inspector of Police, lodged a complaint before P.S. Mehdipatnam on 15.05.2026, stating that on credible

information, some drug peddlers were coming to Hockey Grounds, Masab Tank, Hyderabad, for delivery of narcotic drugs to customers. On such information, the police proceeded to the said place and identified one person along with three other persons, who allegedly came to the Hockey Grounds carrying a blue plastic cover. On questioning, they revealed their identities as A1-Shubham Kumar Mishra, A2-Boham Nayak @ Jittu, A3-Kalangi Rajesh and A4-Munthun Kumar Mishra (petitioner herein). The police allegedly seized 86 packets of MDMA weighing 137.60 grams from A1. Basing on the said complaint, the present crime came to be registered under the provisions of the NDPS Act.

6. The petitioner/A4, along with A1 to A3, was arrested on 15.05.2026 and produced before the concerned Magistrate on 16.05.2026. The prosecution alleges that the petitioner assisted the other accused in the alleged drug transactions and delivery of MDMA and that specific overt acts are attributed to him in the remand case diary.

7. Having considered the submissions made on either side and perused the material available on record, this Court is of the view that the allegations against the petitioner have to be considered with reference to the material collected during the

investigation. The role attributed to the petitioner in the alleged offence cannot be brushed aside at this stage.

8. It is relevant to note that this Court, while considering the bail petitions filed by Accused No.3 and Accused No.2 in the very same Crime No.152 of 2026, dismissed the Criminal Petition No.13989 of 2026, by order dated 15.09.2026, filed by Accused No.3, and Criminal Petition No.15298 of 2026, by order dated 16.10.2026, filed by Accused No.2. In the said orders, this Court considered the allegations, the quantity of contraband seized and the material available in the respective remand case diaries and declined to grant bail. Having regard to the allegations and the material available against the petitioner-accused No.4, the principles and reasons adopted in the said orders are also relevant for consideration of the present petition. The contraband allegedly seized in the present crime is 137.60 grams of MDMA, which is more than the commercial quantity. In view of the nature of the allegations and the material available in the remand case diary, the restrictions imposed under Section 37 of the NDPS Act are attracted. Thus, this Court is not satisfied that the statutory requirements for granting bail are fulfilled.

9. However, upon consideration of the material available on record, it is noticed that there are no changed circumstances

back then in the earlier bail petitions filed by Accused No.2 and Accused No.3 and the present bail application. In view of the same, this Court is not inclined to grant the relief as sought for, by the petitioner. There are no merits in this Criminal Petition and the same is liable to be dismissed.

10. Accordingly, this Criminal Petition is dismissed.

Miscellaneous applications, if any pending, shall stand closed.

VAKITI RAMAKRISHNA REDDY, J

Date: 18.11.2026
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