IN THE HIGH COURT FOR THE STATE OF TELANGANA

AT HYDERABAD

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

CRIMINAL PETITION No.17735 of 2026

CNR.No. HBHC010741202026

DATE: 02.11.2026

BETWEEN:

Dasari Srinivas … Petitioner - Accused No.6

And

Union of India,
Through Sub-Inspector,
Narcotic Control Bureau,
Hyderabad Zone. … Respondent – Complainant

ORDER

1. This memorandum of Criminal Petition is filed under Sections 480 and 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS) praying this Court to enlarge the petitioner – A6 on bail in connection with NCB F.No.IV/31/Cr.No.14/2026/HYD of P.S. Narcotic Control Bureau. The offences alleged against the petitioner – A6 are under Sections 8(c) r/w Sections 22(c), 28 and 29 of NDPS Act.

2. Heard Sri P.Tusharam Varma, learned counsel for the petitioner and Sri D.Arun Kumar learned Additional Public Prosecutor appearing for the respondent - complainant.

3. Learned counsel for the petitioner submits that the defacto complainant has leveled all false and baseless allegations against the petitioner – A6 and he is nothing to do with the alleged offence. No contra band is recovered from the possession of the petitioner – A6, the prosecution's own panchanama clearly records that when the NCB officials reached flat No.201, the petitioner – A6 was not present in the house. The alleged substance recovered from the TV unit was initially suspected to be ephedrine, however the seizure panchanama records that no field drug detection test was conducted for the said substance due to the non-availability of the required test kit. CRCL, Vishakapatnam report dated 01.09.2026 does not uniformly support the allegation that all the samples contain the substances initially suspected by the NCB Officials. Report identifies Alprazolam in sample No.1, Etomidate in sample Nos.3 to 6 and 8 to 13 and records that no definitive identity was established for sample Nos.2 and 7. Petitioner – A6 is arrested and remanded to judicial custody on 12.07.2026, since then he is in jail. Petitioner – A6 has filed bail petition [Crl.M.P.No.1502 of 2026] before the learned Sessions Court which came to be dismissed on 16.10.2026. This Court has enlarged A5-Nishit Kadakia on bail on 16.10.2026 on conditions, the same parity be extended to petitioner – A6 and prayed to enlarge the petitioner – A6 on bail.

4. Respondent has filed counter and contended that the allegations involve offences under the NDPS Act and the applicability of the statutory restrictions under Section 37 of the NDPS Act is attracted in the case. The petitioner – A6 has not established sufficient grounds for grant of regular bail and prayed to dismiss the petition.

5.1 The team of NCB Hyderabad along with two independent witnesses entered into the premises, where they found Edigi Praveen Kumar, Leela Prasad Yandrati and Kaladi Swami Shekhar along with two cleaning staff. During the said search process at the premises 5.16 Kgs of light brown colored powder believed to be Alprazolam and 12.14 Kgs of white crystalline powder believed to be Methamphetamine, which are covered under NDPS Act. E.Praveen Kumar, Y.Leela Prasad, K.Swamy Shekhar inter alia admitted their involvement in procurement, possession and attempt of transport of Alprazolam and Methamphetamine. Basing on their voluntary statements material objects and incriminating documents were seized. During panchanama proceedings, Leela Prasad informed that white crystalline powder, Mehamphemanine was given to Dasari Srinivas. Search was also conducted in flat No.201, Sai krupa Residency, Sai Krishna Hills, Bachupally, at the time of search, Dasari Srinivas was not present in the premises

however his wife and son were found present, they found two transparent pouches containing white crystalline substance suspected to be Methamphetamine was recovered from black bag kept in the study room. Further one transparent plastic bag containing white amorphous powder and stone-like substance suspected to be Ephedrine was recovered from the cabinet of the TV, which is found to be weight about 552 grams.

5.2 On 30.06.2026 pursuant to the Panchnama dated 28.06.2026 NCB Hyderabad officers along with officials from Raichur Rural Police Station, Assistant Drug Controller conducted proceedings at M/s. Activz Lifesciences (I) Private Limited Raichur, Karnataka, room was opened in the presence of K.Sambaiah, Plant Head and four bags containing white crystalline substance related to Batch No.ETM05-26004 were examined. All the four bags indicated the presence of Amphetamine. The substances weighed 38.10 kgs, 45.20 kgs, 3.00 kgs and 4.95 kgs respectively, totaling 91.25 kgs. From the voluntary statement of Praveen Kumar, Leela Prasad and Kaladi Swamy Sekhar it reveals that the petitioner - A5 is the main conspirator for creating the Synzyme Lifesciences and to supply Amphetamine from Activz Lifesciences to Synzyme Lifesciences without any legal documentation. Leela Prasad prepared the Methamphetamine in Synzyme Lifesciences and

supply to Srinivas Dasari, who is absconding. The quantity of Alprazolam and Methamphetamine seized in the case is much higher the notified commercial quantities which underscores the grave and serious nature of the offence.

6.1 Custom House Laboratory, Visakhapatnam has given a test report on 01.09.2026 and the consolidated sample wise finding are as under:

(i) 73/First sample – 1 – alprazolam confirmed, (ii) 74/First Sample – 2 – no definitive identity established, (iii) 75/First Sample -3 – etomidate identified; methamphetamine not established, (iv) 76/First Sample – 4 – Etomidate identified; methamphetamine not established, (v) 77/First Sample – 5 – Etomidate identified; Methamphetamine not established, (vi) 78/First Sample – 6 - Etomidate identified; methamphetamine not established, (vii) 79/First Sample – 7 – No definitive identity established; ephedrine not established, (viii) 80/First Sample – 8 – Etomidate identified; Amphetamine not established, (ix) 81/First Sample – 9 – Etomidate identified; Amphetamine not established, (x) 82/First Sample – 10 – Etomidate identified; Amphetamine not established, (xi) 83/First Sample – 11 – Etomidate identified; Amphetamine not established, (xii) 84/First Sample – 12 – Etomidate identified; Amphetamine not

established and (xiii) 85/First Sample – 13 – Etomidate identified; Amphetamine not established.

6.2 The weight of remnant with plastic pouch (g) as per sample No.1 is 4.8460, as per sample No.2 is 4.5047, as per sample No.3 is 5.2462, as per sample No.4 is 6.3366, as per sample No.5 is 5.0705, as per sample No.6 is 4.8334, as per sample No.7 is 5.0745, as per sample No.8 is 4.8897, as per sample No.9 is 5.6347, as per sample No.10 is 4.7425, as per sample No.11 is 5.2903, as per sample No.12 is 5.4034 and as per sample No.13 is 4.3090.

7. Petitioner – A6 has filed Crl.M.P.No.1502 of 2026 before the learned Sessions Court for grant of regular bail, the same came to be dismissed vide order dated 16.10.2026. It is to be noted here that respondent has filed Crl.M.P.No.1393 of 2026 before the learned Sessions Court for re-testing/re-sampling.

8. A5-Nishit Kadakia has filed Crl.P.No.16293 of 2026 for grant of regular bail before this Court, the same came to be allowed vide order dated 16.10.2026. It is observed in the order that “Holding back liberty based on a mere apprehension that a re-test might revert the quantity back to commercial, cannot over ride a positive, official FSL report currently favouring the accused unless the prosecution demonstrates prima facie tampering or procedural

illegality in the initial analysis. A pending application for retesting filed by the prosecution cannot be used as a ground to curtail the liberty of the petitioner – A5 indefinitely especially when the current statutory record supports a lower classification".

9. A5-Nishit Kadakia is enlarged on bail by this Court on 16.10.2026, the same parity can be extended to the petitioner – A6. Hence, the petitioner – A6 is entitled for grant of bail on 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 District and Sessions Judge, Medhcal Malkajgiri District, Kushaiguda.

ii. The petitioner – A6 shall appear before the respondent between 10.00 a.m. to 05.00 p.m., on every Wednesday till filing of charge sheet and shall not involve in similar offences.

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

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

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.

14. Accordingly, Crl.P.No.17735 of 2026 is allowed.

Miscellaneous petitions, if any, pending stands closed.

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B.R.MADHUSUDHAN RAO, J

Date: 02.11.2026
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Note: Issue C.C. on 03.11.2026.
B/o.
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