IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

THE HON'BLE JUSTICE B.R.MADHUSUDHAN RAO

CRIMINAL PETITION No.18039 OF 2026

CNR.No. HBHC010756622026

DATE: 06.11.2026

BETWEEN:

Kola Suresh Gopi — Petitioner – Accused No.3

And

The State of Telangana,
Through SHO, P.S. Miyapur,
Represented by its Public Prosecutor,
High Court for the State of Telangana at Hyderabad.

... 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 – A3 on bail in connection with Crime No.1342 of 2026 of P.S. Miyapur, Cyberabad District. The offences alleged against the petitioner – A3 are under Sections 22(b), 27(a) of NDPS Act, 1985.

2. Heard Sri Nazeeruddin Khan, learned counsel for the petitioner – A3 and Sri D.Arun Kumar learned Additional Public Prosecutor appearing for the respondent – complainant.

3. Learned counsel for the petitioner submits that twin conditions of Section 37 of NDPS Act are not attracted. Petitioner – A3 is arrested and remanded to judicial custody on 18.09.2026. The bail application filed by the petitioner – A3 before the learned Sessions Court came to be dismissed on 05.10.2026. 9 grams of Esctasy (MDMA) pills falls within the intermediate quantity of MDMA and prayed to enlarge the petitioner – A3 on bail.

4. Learned Additional Public Prosecutor submits that MDMA is seized from the possession of the petitioner – A3 only and prayed to dismiss the petition.

5. G.Lingam, S.I. police has lodged a complaint before the P.S. Miyapur on 17.09.2026. It is stated in the complaint that he received credible information that one person coming near Miyapur metro from Mumbai for selling (MDMA) pills to his customers, identified one suspected person, on enquiry he revealed his name as K. Suresh Gopi, on further questioning accused confessed that he has contra band in his personal possession, seized the same in presence of the mediators which is weighing 9 grams of MDMA. Basing on the said complaint, FIR came to be registered.

6. Petitioner – A3 is arrested and remanded to judicial custody on 18.09.2026. A1, A2, A4 to A10 are shown as absconding in the remand case diary.

7. Remand case diary goes to show that respondent has altogether examined 11 witnesses in support of the case.

8.1 Petitioner –A3 has filed Crl.M.P.No.1552 of 2026 for grant of regular bail before the learned District Court which came to be dismissed vide order dated 05.10.2026 with an observation that investigation is not yet completed.

8.2 Petitioner – A3 has filed another application in Crl.M.P.No.1680 of 2026 before the learned Sessions Court for grant of regular bail, the same came to be dismissed vide order dated 28.10.2026 with an observation that there is no change in circumstances.

9. Record goes to show that major portion of the investigation is completed, detaining the petitioner – A3 further in judicial custody will not serve the purpose. Hence the petitioner – A3 is entitled to be enlarged on bail on the following conditions:

i. The petitioner – A3 shall execute a personal bond for a sum of Rs.20,000/- (Rupees Twenty Thousand only), with two sureties for a like sum each to the satisfaction of the

learned VIII Additional Judicial First Class Magistrate, at Kukatpally, R.R. District.

ii. The petitioner – A3 shall appear before the concerned SHO between 10.00 a.m. to 05.00 p.m., on every Sunday for a period of eight [08] weeks or till filing of charge sheet whichever is earlier, for the purpose of investigation and thereafter as and when required.

iii. The petitioner – A3 shall abide by the conditions stipulated in Section 437(3) of Cr.P.C. (presently, Section 480(3) of the BNSS).

iv. The petitioner – A3 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.

10. Accordingly, Crl.P.No.18039 of 2026 is allowed.

Miscellaneous petition/s, if any, pending shall stand closed.

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B.R.MADHUSUDHAN RAO, J

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