IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

THE HON'BLE JUSTICE B.R.MADHUSUDHAN RAO

CRIMINAL PETITION No.18140 of 2026

(C.N.R No. HBHC010760862026)

DATED: 11.11.2026

Between:
Kummari Nithin ... Petitioner – A1
And
The State of Telangana
Rep. by its Public Prosecutor,
High Court for the State of Telangana,
Hyderabad. ... Respondent-State

O R D E R

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 petitioner-A1 on bail in connection with Crime No.259 of 2026 of PS Kesamudram, Mahabubabad District. The offences alleged against the petitioner-A1 are punishable under Sections 8 (c) read with 20 (b) (ii)(B) and 29 of the NDPS Act, 1985.

2. Heard Sri R.Prasanth, learned counsel for petitioner-A1 and Sri D. Arun Kumar, learned Additional Public Prosecutor for respondent - State.

3. Learned counsel for the petitioner submits that petitioner – A1 is innocent and has not committed any offence as alleged by the prosecution. Complaint did not mention any specific overt acts against the petitioner – A1. Petitioner – A1 is arrested and

remanded to judicial custody on 17.10.2026. The contraband which is seized from the possession of the petitioner – A1 is intermediate quantity, entire investigation is completed and prayed to enlarge the petitioner – A1 on bail.

4. Learned Additional Public Prosecutor submits that the role played by the petitioner-A1 is clearly depicted in the remand case diary.

5. Complainant along with his staff while conducting patrolling on 17.10.2026 at 10:50 hours, they found three male persons holding bags in suspicious circumstances. The police caught them and on interrogation, the said three persons confessed that they are in possession of dry ganja weighing about 10 Kgs., worth Rs.5,00,000/- purchased from A4 on cheaper rate. On weighing ganja, it is found to be 10.165 Kgs. Basing on the said complaint, FIR came to be registered.

6. Petitioner – A1 along with A2 and A3 were arrested and remanded to judicial custody on 17.10.2026.

7. Petitioner – A1 has filed Crl.M.P.No.713 of 2026 for grant of regular bail before the learned Sessions Judge which came to be dismissed on 29.10.2026 with an observation that if the petitioner – A1 is enlarged on bail at this stage, he may commit similar offence and his release would prejudice the investigation.

8. Record goes to show that respondent has altogether examined 12 witnesses in support of the prosecution case.

9. Contraband is seized from the possession of petitioner – A1 along with A2 and A3 is weighing 10.165 Kgs., which falls under intermediate quantity.

10. Since investigation is at fag end, detaining the petitioner – A1 further in judicial custody will not serve the purpose, hence petitioner – A1 is entitled to be enlarged on bail subject to following conditions:

> i) The petitioner- accused No.1 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 learned Additional Judicial Magistrate of First Class, Mahabubabad.
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> ii) The petitioner- accused No.1 shall appear before the concerned SHO between 10:00 a.m. and 5:00 p.m., on every Sunday for a period of eight (8) weeks or till filing of charge sheet whichever is earlier, for the purpose of investigation and thereafter, as and when required.
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> iii) Petitioner – accused No.1 shall not involve in similar offence.
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> iv) The petitioner- accused No.1 shall abide by the conditions stipulated in Section 437(3) of Cr.P.C. (presently, Section 480(3) of the BNSS).

v) The petitioner- accused No.1 shall not directly or indirectly influence, threaten, or induce any of the prosecution witnesses.

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

11. Accordingly, the Criminal Petition is allowed.

Miscellaneous applications, if any pending, shall stand closed.

B.R.MADHUSUDHAN RAO, J

Date: 11.11.2026.

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