IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD
THE HON'BLE SMT. JUSTICE JUVVADI SRIDEVI

CRIMINAL PETITION No.18472 of 2026

(C.N.R.No.HBHC010764852026)

DATED 13TH NOVEMBER, 2026

Between:
Bhagirathi Majhi

… Petitioner/Accused No.1

AND

The State of Telangana

…Respondent/Complainant

ORDER:

Petitioner/accused No.1 has filed this petition under Sections 480 and 483 of BNSS, seeking regular bail in NDPS.S.C.No.57 of 2026 on the file of the learned I Additional District and Sessions Judge, Sangareddy, in connection with Crime No.280 of 2026 on the file of Kollur Police Station, Sangareddy District, registered for the offence under Section 8(c) r/w. 20(b)(ii)(C) of the Narcotic Drugs and Psychotropic Substances Act, 1985.

2. Heard Sri A.M. Vineeth Kumar Goud, learned counsel for petitioner and Sri D. Arun Kumar, learned Additional Public Prosecutor appearing for the State. Perused the record.

3. The case of the prosecution is that on 24.05.2026 at about 10:45 hours, while the Sub-Inspector of Police, Kollur Police Station, along with his staff, was conducting vehicle checking at Tellapur ORR Exit-2 Circle, the petitioner/accused No.1 was intercepted while carrying a yellow-coloured backpack containing suspected contraband substance. On verification, the same was found to be 1 kg of Hash Oil (Weed Oil), which the petitioner had allegedly purchased from accused No.2 for the purpose of selling it to labourers at My Vipina Labour Camp, Tellapur, without having any valid licence or permit. Hence, the alleged contraband was seized under the cover of panchanama and the petitioner was arrested and remanded to judicial custody.

4. Learned counsel for petitioner submits that the petitioner/accused No.1 is innocent and has been falsely implicated in the case and that the alleged contraband of 1 kg of Hash Oil was weighed along with the plastic covers and that the actual net weight of the contraband has not been ascertained. He further submitted that the petitioner disputes the manner of search, seizure and sampling of the alleged contraband and that the mandatory procedure contemplated under the NDPS Act has not been followed. Further, the petitioner was acquitted in an earlier NDPS case registered against him in Karnataka and has been in judicial

custody for about 170 days. He contended that the investigation has been completed and charge sheet has already been filed and that the petitioner is no longer required for any custodial interrogation. Hence, prayed to enlarge the petitioner/accused No.1 on bail.

5. Learned Additional Public Prosecutor opposed the application stating that 1 kg of Hash Oil was seized from the possession of the petitioner/accused No.1, which constitutes commercial quantity under the provisions of the NDPS Act. He further submitted that the allegations against the petitioner are serious in nature and that, if the petitioner is released on bail, he may commit similar offences. Hence, prayed to dismiss the petition.

6. On a perusal of the complaint and remand case diary, it is apparent that 1 kg of Hash Oil was allegedly seized from the possession of the petitioner/accused No.1. It is further evident that the petitioner has been in judicial custody for about 170 days and the investigation has been completed and charge sheet has already been filed. Considering the facts and circumstances of the case, the period of incarceration undergone by the petitioner and the fact that the charge sheet has already been filed, this Court is of the considered view that the continued detention of the petitioner

requires consideration. Having regard to the material available on record and upon considering the statutory requirements under Section 37 of the NDPS Act, this Court is satisfied that the twin conditions stipulated therein are fulfilled and that the petitioner is entitled to be enlarged on bail, subject to the following conditions:

i. **The petitioner/accused No.1 shall be released on bail on his executing a personal bond for Rs.25,000/- (Rupees Twenty Five Thousand only) with two sureties for the like sum each to the satisfaction of the learned Judicial Magistrate of First Class (Excise) Court, Sangareddy.**

ii. **The petitioner/accused No.1 shall appear before the concerned Station House Officer twice in a month i.e., on 1st and 15th of every month, till filing of charge sheet or for four (04) months, whichever is earlier.**

iii. **The petitioner/accused No.1 shall not indulge in similar offences in future.**

iv. **The petitioner/accused No.1 shall not tamper with the prosecution evidence or attempt to influence the witnesses in any manner.**

v. **The petitioner/accused No.1 shall comply with the conditions as laid down under Section 480(3) of BNSS.**

Petition is allowed accordingly.

JUVVADI SRIDEVI, J

Date: 13.11.2026
Lpd

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