

IN THE COURT OF THE SPECIAL JUDGE FOR TRIAL OF CASES UNDER  
NDPS ACT CUM I ADDL. SESSIONS JUDGE, ADILABAD

Present : **Smt.D.Madhavi Krishna,**  
Special Judge for trial of cases under NDPS Act Cum  
I Addl. Sessions Judge, Adilabad

Monday this the 31<sup>st</sup> day of October 2022

Crl.M.P.No. 443 of 2022  
In  
COR No. 73 of 2022 of Prohibition & Excise Station,Utnoor

Between :

Yerma Lingu, S/o. Sungu, Age 65 years, Occ:Agriculture,  
R/o. Vill: Devapur,. Mdl: Indervelly Dist.Adilabad

...Petitioner/Accused

//And//

The State of Telangana through Prohibition & Excise Station Utnoor

Respondent/Complainant

This petition has come before me on 28.10.2022 for final hearing in the presence of Sri G.V.S.Prakash Reddy, Advocate for the Petitioner/Accused and of Sri M.Madhukar, Additional Public Prosecutor for the State and on hearing and having perused the material on record, this Court made the following:

**ORDER**

1 This petition is filed Under Section 439 of Cr.P.C praying the Court to enlarge the petitioner/accused on regular bail.

2. The petitioner is the accused in COR No. 73/2022 of Prohibition & Excise Station, Utnoor for the offences under sections 8(b) r/w 20(a) of NDPS Act and he was remanded to judicial custody on 14.10.2022 and lodged in District Jail, Adilabad.

3. The learned counsel for the petitioner submitted that the allegations are false, baseless and created one only for the purpose of case and he has nothing to do with the alleged offence. It is further

submitted that the investigation is completed and hence prayed that the petitioner may be enlarged on bail.

4. The learned Additional Public Prosecutor opposed the bail application stating that the investigation is not completed and 10 Kg ganja was seized from accused. He further submitted that, if he released on bail, he will not cooperate with the authorities for investigation and prayed to dismiss the petition.

5. Now the point for determination is:

“Whether the petitioner/accused is entitled for bail or not”?

6. Heard. Perused the record.

7. **POINT:**

Perused the record. It shows that serious allegations are levelled against the petitioner. In this case 10 Kgs ganja is seized from the possession of accused. The investigation is in progress. If the petitioner is enlarged on bail, there is every chance to tamper the prosecution evidence, and he will involve in similar offences. Under these circumstances, this court is not inclined to grant bail to the petitioner. Point is answered accordingly.

8. In the result, the petition is dismissed.

*Typed to my dictation and after correction, pronounced by me in the open court, on this the 31<sup>st</sup> day of October , 2022.*

I Addl. Sessions Judge,  
Adilabad.

Copy to :

The Prohibition & Excise Station, Utnoor

