

APPR000001952026



IN THE COURT OF THE SESSIONS :: PRAKASAM DIVISION :: ONGOLE

BEFORE THE SPECIAL COURT DESIGNATED FOR TRIAL OF OFFENCES
UNDER THE NARCOTICS DRUGS & PSYCHOTROPIC SUBSTANCES ACT-
cum- I ADDITIONAL DISTRICT & SESSIONS JUDGE, PRAKASAM DISTRICT AT
ONGOLE.

Present: Smt. T.Rajyalakshmi,
Special Judge under NDPS Act-cum-
I Additional District & Sessions Judge,
Prakasam District, Ongole.

Friday, this the 13th day of February, 2026

CRIMINAL MISCELLANEOUS PETITION No.47/2026

in

in Cr.No.9 of 2026 of Martur Police Station.

Between:

1. B.Abdul Azeez(A.1)
S/o Soopi, aged 37 years,
Muslim by Caste, Muroor House,
Muroor Road, Mandekolu Dakshina Kannada,
Karnataka, now at BTM Lay out Plot No.414,
Bangalore City.
2. S.Farzana Begam @ Said Farzana Begam (A.2)
@Husnara, D/o S.Mahaboob Sharif, 42 years,
Muslim, New Colony Pakal, Near GP Office,
Chittor now at Aravind Colony, Nellore Town.

..Petitioners/A.1 & A.2

A N D

The State:: Inspector of Police, Martur PS
Rep. by Incharge Spl.Public Prosecutor, Ongole.

... Respondent/ Complainant.

This petition is coming on 12.02.2026 for hearing before me in the presence of Sri S.A.Saleem, Advocate for the petitioners/A.1 & A.2 and of Learned incharge Special Public Prosecutor for the respondent/complainant, and after hearing both sides, this Court made the following:-

// ORDER //

1. This bail application filed u/s 483 of Bharatiya Nagarik Suraksha Sanhita (2023) praying to grant bail to the petitioners/A.1 & A.2 in Cr.No.9 of 2026 of Martur Police Station registered for the offence U/Sec.8(c) r/w 20(b) (ii) (C) of Narcotics Drugs & Psychotropic Substances Act.
2. Notice of this application is given to the learned i/c.Spl.Public Prosecutor.
3. Heard the learned counsel for the petitioners/A.1 & A.2 and the learned i/c Spl. Public Prosecutor.
4. Now the point for determination is "Whether the petitioners/A.1 & A.2 are entitled for bail"?
5. POINT:- The case of the prosecution is that on 15.01.2026 at about 08.30 pm., on receipt of information about transporting of Ganja, the Inspector of Police, Martur P.S., while conducting vehicle checking along with his staff in the presence of mediators at Tool Plaza, Bollpalli village, Martur Mandal, A.1 and A.2 were taken into his custody and on enquiry, A.1 and A.2 stated that in order to earn easy money, A.1 and A.2 purchased Ganja from Balaraj of Araku prior to 15.01.2026 and selling the same to Sanif of Kerala and A.1 used to pay Rs.10,000/- to A.2 for her contribution in purchasing and selling of Ganja and on 13.01.2026, A.1 joined A.2 in Nellore and they reached Araku in White colour Maruti Suzuki Swift D-Zire car vide registration No.KA-01-AF-2743 and purchased 50kgs of Ganja for Rs.1,15,000/-, which was safeguarded in the car which is in between the back seat and dickey and have proceeded to Bangalore via Anakapalli-Vijayawada and on searching A.1 and A.2, the police seized 25packets of Ganja each packet weighing about 2kgs from the secrete chamber of the car and also seized 2 mobiles and cash of Rs.2,000/-

from the possession of A.1 and also seized 1 mobile and cash of Rs.700/- from the possession of A.2 in the presence of mediators under cover of detailed mahazar and basing on the mahazar, the above crime is registered against petitioners and got remanded them to judicial custody.

6. The learned counsel for the petitioners submitted that the prosecution story is utterly false and the allegations in the FIR and remand report are all exaggerated version and the petitioners are no way connected with this offence and nothing was seized from them at any point of time and they are falsely implicated in this case and seizure of Cannabis from their possession is an invented one for the purpose of case only to fix liability against the petitioners and the petitioners were in judicial custody since 16.01.2026 and the petitioners have no acquaintance with each other and the 1st petitioner is maintaining the family as taxi driver and he is having aged parents and three years aged son and 2nd petitioner is having daughter, old aged parents and he is earning money by doing tailoring works and the petitioners are only the bread winners of their respective families and there is no material to connect the petitioners with this offence and entire investigation is completed and the petitioners have no criminal back ground in any aspect and the petitioners does not know the contents of mediator report, which was prepared at the police station and their names were implicated in this case and obtained their signatures by force and there is no material on record to connect he petitioners with this offence and therefore sought to consider all these facts and grant bail to petitioner.

7. The learned i/c Spl. P.P submitted that A.1 and A.2 are friends and in order to earn easy money, they purchased Ganja from Balaraju, Araku and selling the same to Sanif of Kerala and the involvement of Balaraju and Sanif in this crime is to be verified and the samples of Ganja has to be forwarded for analysis to complete the investigation and it is heinous offence and therefore, she is opposing grant of bail to petitioners.

8. A perusal of the report and material gathered by the investigating agency discloses the prima facie allegations against the petitioners in the crime that they purchased 50kgs of Ganja from Balaraju of Araku and transporting to sell it to Sanif, Kerala to earn easy money and the same was seized by the police under cover of mahazar in the presence of mediators. The seized contraband is commercial quantity. In view of prima-facie allegations against petitioners and having possession of 50kgs of Ganja and in view of language employed under Section 37 of Narcotic Drugs and Psychotropic Substances Act, 1985, it is held that the petitioners/A.1 & A.2 are not entitled for bail. Accordingly, the point is answered.

9. In the result, the petition is dismissed.

Typed to my dictation directly on System by Stenographer, corrected and pronounced by me in Open Court, this the 13th day of February, 2026

Sd/-T.Rajyalakshmi,
Special Judge under NDPS Act-cum-
I-Addl. District & Sessions Judge, Ongole.

Copies to:

1. The Station House Officer, Martur Town Police Station
2. The Special Public Prosecutor, NDPS Act cases, Ongole.
3. The Counsel for the petitioners.

//t.c.f.b.o.c.//

Sr.Superintendent,
I AD & SJ Court, Ongole.