

**IN THE HIGH COURT FOR THE STATE OF TELANGANA AT
HYDERABAD**

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.4472 of 2026

DATE: 31.03.2026

Between:

Cherupallikal Nineesh.

...Petitioner/A.2

AND

The State of Customs(Preventive)
Hyderabad Customs Commissionerate,
GST Bhavan, Basheer Bagh, Hyderabad
represented by Special Public Prosecutor
High Court for the State of Telangana,
Hyderabad.

.... Respondent

ORDER

This Criminal Petition is filed under Sections 480 & 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') by the petitioner/Accused No.2 seeking to enlarge him on bail in HQPOR No.03/2026-CUS (PREV) on the file of learned XXV Additional Judicial Magistrate, Rajendernagar, Cyberabad Commissionerate, for the offences under Section 20, 23 and 29 of the NDPS Act, 1985.

2. The case of the prosecution is that on information about two passengers travelling from Hanoi via Kuala Lumpur

to Hyderabad, were suspended to be carrying some contraband. On inspection, the Air Intelligence Unit, Customs Hyderabad, apprehended the petitioner and subsequently recorded his confessional statement and seized 9100 grams of Ganja. After completion of formalities produced before the Court on 08.03.2026 and remanded to judicial custody and since then he is in jail.

3. Heard Sri Khaja Arajuddin, learned counsel for the petitioner/A.2 and Sri M.Ramachandra Reddy, learned Additional Public Prosecutor, appearing for the respondent-State.

4. The contention of learned counsel for the petitioner/accused No.2 is that the petitioner has been in judicial custody from 08.03.2026 and the alleged contraband seized from the possession of the petitioner is 9100 grams of ganja. But, the petitioner is no way connected with the present case and he has been falsely implicated in this case. The seized contraband is an intermediate quantity, Section 37 of the NDPS Act is not applicable and that investigation is completed in this case and he requested this Court to grant regular bail to the petitioner.

5. On the other hand, learned Additional Public Prosecutor opposed the same and submits that though the seized contraband is an intermediate quantity, the same has been transporting to Bangkok for higher rates; that investigation is not yet completed, at this stage, the petitioner is not entitled for grant of bail and hence, he prays to dismiss the petition.

6. Considering the submissions made by learned counsel for both parties and perusal of the material on record, the petitioner has been in judicial custody from 08.03.2026 and as seen from the record the contraband seized from the possession of the petitioners is 9100 grams and according to the respondents, no other cases pending against the petitioner. Considering the above aspects, this Court deems it fit to grant regular bail to the petitioner/A.2 subject to the following conditions:

- (i) The petitioner-A.2 shall execute 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 the learned XXV Additional Judicial Magistrate, Rajendernagar, Cyberabad, Ranga Reddy District.
- (ii) On such release, the petitioner-A.2 shall appear before the respondent authorities between 11:00

a.m. and 5:00 p.m., on every Wednesday 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.

- (iii) The petitioner-A.2 shall abide by the conditions stipulated in Section 437 (3) of Cr.P.C. (presently, Section 480 (3) of BNSS).

7. Accordingly, the Criminal petition is allowed.

Miscellaneous petitions, if any, pending shall stand closed.

K. SUJANA, J

Date: 31.03.2026

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