

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

**MONDAY, THE SIXTH DAY OF JULY
TWO THOUSAND AND TWENTY SIX**

PRESENT

THE HONOURABLE SRI JUSTICE J SREENIVAS RAO

CRIMINAL PETITION NO: 9706 OF 2026

Between:

Shaik Ghouse, S/o Shaik Mahid Ali, Aged about 25 Years, Occ. Business, R/o
H.No.8-4-542/2, Erragadda, Prem Nagar, Hyderabad - 500018.

...Petitioner

AND

The State of Telangana, Rep. by its Public Prosecutor, High Court for the
State of Telangana, Hyderabad, Through Station House Officer, Patancheru
Police Station, Sangareddy District.

...Respondent

Petition under Section 528 of BNSS praying that in the circumstances stated in
the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to
quash the impugned order passed in CrI.M.P.No. 324/2026 in Crime No. 398/2025
(NDPS SC No. 186/2025), dated 16.06.2026, on the file of the I Additional District
and Sessions Judge, Sangareddy., is concerned, in the interest of justice.

I.A. NO: 2 OF 2026

Petition under Section 528 of BNSS praying that in the circumstances stated in
the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to
grant interim custody of the Maruti Baleno Delata (Vehicle) Car bearing Registration
No. TS 09 GA 6422, Chassis No. MBHHWB13SNG208501, Engine No. K12
NP7098118 to the petitioner, in the interest of justice, pending disposal of the above
Criminal petition.

This Petition coming on for hearing, upon perusing the Memorandum of
Grounds of Criminal Petition and upon hearing the arguments of Sri G Satish Reddy,
Advocate for the Petitioner and the Mr. Jithender Rao Veeramalla, Additional Public
Prosecutor on behalf of the Respondent.

The Court made the following: ORDER

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

THE HONOURABLE SRI JUSTICE J.SREENIVAS RAO

CRIMINAL PETITION No.9706 of 2026

Date: 06.07.2026

Between:

Shaik Ghouse

...Petitioner

AND

The State of Telangana

...Respondent

: O R D E R :

This Criminal Petition has been filed aggrieved by the dismissal order passed by the I Additional District and Sessions Judge at Sangareddy in CrI.M.P.No.324 of 2026 in Crime No.398 of 2025 of Patancheru Police Station, in NDPS. SC. No.186 of 2025, seeking interim custody of the petitioner's vehicle, namely, Maruti Baleno Delta car bearing No.TS 09 GA 6422.

2. Heard Mr. G. Satish Reddy, learned counsel for the petitioner, and Mr. Jithender Rao Veeramalla, learned Additional Public Prosecutor for the respondent.

3. Learned counsel for the petitioner submitted that the petitioner is the owner of the Maruti Baleno Delta car bearing

No.TS 09 GA 6422 and the said vehicle was seized by the Station House Officer, Patancheru, in respect of Crime No.398 of 2025 on the alleged ground that the case is used for transporting the contraband. The petitioner is not an accused in the said crime, and he has not committed any offence under the provisions of Section 8(c) read with 22(b)(ii)(C) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short, "the NDPS Act"). He further submitted that the petitioner is a third party and he filed an application seeking release of the vehicle before the learned I Additional District and Sessions Judge, Sangareddy. However, the trial Court, without properly considering the contentions raised by the petitioner, erroneously dismissed the said application on 16.06.2026. The vehicle has been in the custody of Station House Officer, Patancheru Police Station, for the past eight months and the petitioner is ready and willing to abide by the conditions which are going to be imposed by this Court. He also submitted that the petitioner is using the vehicle for her personal use and unless the vehicle is released, the petitioner will be put to great hardship.

4. *Per contra*, learned Additional Public Prosecutor submits that the petitioner is not entitled to seek interim custody of the vehicle till disposal of the said case before the Trial Court.

5. Having considered the rival submissions made by the respective parties and after perusal of the record, it reveals that the petitioner's vehicle was seized in respect of Crime No.398 of 2025 dated 08.05.2025 and since then, the vehicle was kept under the safe custody of Police Station premises in Patancheru Police Station. Even according to the police, the petitioner was not an accused in the said crime.

6. Taking into consideration the peculiar facts and circumstances of the case, the impugned order passed by the I Additional District and Sessions Judge at Sangareddy in Crl.M.P.No.324 of 2026 in Crime No.398 of 2025 is set aside and this Court is inclined to grant interim custody of the petitioner's vehicle, namely, Crime No.398 of 2025 of Patancheru Police Station, subject to the condition that the petitioner shall execute a personal bond for a sum of Rs.1,00,000/- (Rupees One Lakh only) with two sureties each for a like sum to the satisfaction of the learned I Additional District and Sessions Judge at Sangareddy and also on his furnishing an undertaking that he shall not alienate the vehicle, shall not change its physical features, till the disposal of the proceedings, and he shall produce the vehicle as and when required. The Station House Officer, Patancheru Police Station shall write to the RTA authority not to transfer the vehicle in

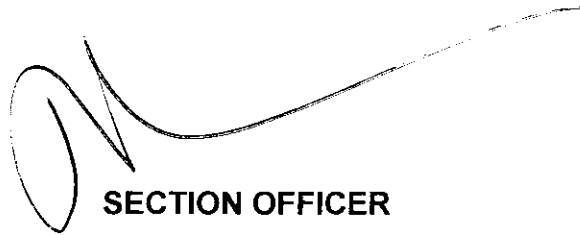
favour of any third party till the disposal of NDPS. SC. No.186 of 2025 on the file of the I Additional District and Sessions Judge at Sangareddy.

7. Accordingly, the criminal petition is disposed of.

Pending miscellaneous applications, if any, shall stand closed.

**SD/- K.BHAVANI SWAMY
ASSISTANT REGISTRAR**

//TRUE COPY//



SECTION OFFICER

To,

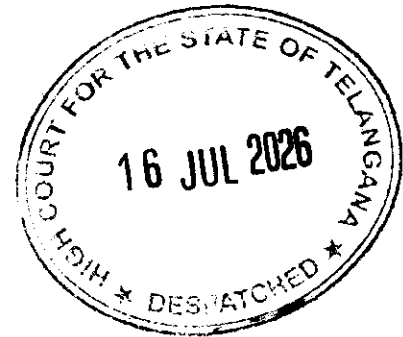
1. The I Additional District and Sessions Judge, Sangareddy.
2. Two CCs to the Public Prosecutor, High Court for the State of Telangana, at Hyderabad (OUT)
3. One CC to Sri G Satish Reddy, Advocate [OPUC]
4. Two CD Copies

DL/KA



HIGH COURT

DATED: 06/07/2026



ORDER

CRLP.No.9706 of 2026

DISPOSING OF THE CRIMINAL PETITION

⑦ lps
10/2/26