

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

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.10676 OF 2026

DATE : 23.07.2026

Between :

Nandhi Singh

... Petitioner/Accused No.6

And

The State of Telangana,
Through Public Prosecutor,
High Court at Hyderabad.

... Respondent/Complainant

: ORDER :

This Criminal Petition is filed under Section 480 & 483 of BNSS, praying this Court to enlarge the petitioner on bail who is arrayed as accused No.6 in connection with Crime No.09 of 2026 of Prohibition and Excise Station, Dhoolpet, Hyderabad. The offence alleged against the petitioner is punishable under Sections 8(c) r/w. 20(b)(ii)(C) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'NDPS Act').

2. The brief facts of the case are that, on 31.01.2026, acting on credible information, the Sub-Inspector of Prohibition and

Excise, Dhoolpet, along with his staff, conducted a raid at a house in Rahimpura, Hyderabad, where five persons were found present. During the search, the officials allegedly seized 30.15 kg of dry ganja, mobile phones, and certain vehicles. According to the prosecution, the petitioner was part of a conspiracy to procure, store, and sell ganja, with the other accused allegedly assisting in the sale of ganja sachets to local consumers. Based on the seizure and the statements of the co-accused, a case was registered, the accused were arrested and remanded to judicial custody.

3. Heard Sri Gulab Singh, learned counsel appearing for the petitioner and Sri D. Arun Kumar, learned Additional Public Prosecutor appearing for the respondent-State.

4. The contention of learned counsel for the petitioner is that the petitioner has been falsely implicated in the present case and that the prosecution case rests solely on the inadmissible confessional statements of the co-accused, without any independent corroborative evidence or recovery of contraband from his possession. He further submitted that the remand report and investigation records do not disclose any specific overt act or role attributable to the petitioner, nor do they establish his conscious possession, transportation, sale or

involvement in the alleged contraband. Learned counsel further contended that the prosecution has improperly invoked the provisions relating to commercial quantity without establishing that the seized substance satisfies the statutory definition of "ganja" under the NDPS Act or complying with the mandatory provisions relating to seizure, sampling, and investigation. It is also contended that the petitioner has no criminal antecedents and has been implicated merely on the basis of his alleged association with the co-accused, which is insufficient to establish criminal conspiracy. Learned counsel submitted that the rigors of Section 37 of the NDPS Act are not attracted in the absence of any recovery or legally admissible material against the petitioner. The petitioner is in judicial custody on PT warrant since 12.02.2026 and till now charge sheet is not filed. Hence, prayed this Court to grant bail to the petitioner.

5. On the other hand, learned Additional Public Prosecutor opposed for grant of bail contending that the contraband seized is a huge commercial quantity of 30.15 kgs of ganja as such, in view of rigor of Section 37 of NDPS Act, petitioner is not entitled to bail. He also contended that charge sheet is not yet filed and no other cases are pending against the petitioner. Hence, prayed to dismiss this criminal petition.

6. Having regard to the submissions made and the material placed on record, it is seen that petitioner is in jail for more than five months and till today charge sheet is not filed. Considering the period of incarceration of petitioner in jail and the facts and circumstances, this Court deems it fit to grant bail to the petitioner subject to the following conditions:

- i. The petitioner shall execute a 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 I Additional Chief Judicial Magistrate, at Hyderabad.
- ii. The petitioner shall appear before the concerned SHO between 09.00 a.m and 5.00 p.m., on every Monday 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 shall abide by the conditions stipulated in Section 480(3) of the BNSS.

7. Accordingly, the Criminal Petition is allowed.

Miscellaneous petitions, if any, pending shall stand closed.

K. SUJANA, J

Date : 23.07.2026

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