

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

THE HON'BLE JUSTICE B.R.MADHUSUDHAN RAO

CRIMINAL PETITION No.10935 of 2026

DATED 31st JULY 2026

Between:

Vanthala Rajesh Kumar

... Petitioner - Accused

And

The State of Telangana,
Represented by the Public Prosecutor,
High Court for the State of Telangana, Hyderabad,
Through the Prohibition & Excise Station, Malkajgiri.
... Respondent

ORDER

1. This memorandum of Criminal Petition is filed under Sections 480 and 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS) praying this Court to enlarge the petitioner - accused on bail in connection with C.O.R.No.30 of 2026 of Prohibition and Excise Station, Malkajgiri. The offence alleged against the petitioner - accused is punishable under Section 8(c) r/w Section 20(b)(ii)(B) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'NDPS Act').

2. Learned counsel for the petitioner – sole accused submits that the petitioner is innocent, the alleged quantity is intermediate quantity and not commercial quantity, the embargo under Section 37 of NDPS Act is not attracted and the petitioner has no previous criminal antecedents. Investigation is substantially completed, further custodial detention is unnecessary, continued detention of the petitioner would amount to pre-trial punishment, he is in remand since 06.07.2026 and prayed to enlarge the petitioner on bail.

3. Learned Additional Public Prosecutor submits that Prohibition and Excise Sub Inspector has seized 4 kg of dry ganja, one mobile phone [Redmi] and prayed to dismiss the petition.

4. Crime and Occurrence Report dated 06.07.2026 goes to show that the respondent has seized 4 kg of dry ganja along with one mobile phone [Redmi] on the reliable information that the petitioner – accused was in possession and sale of dry ganja near Malkajgiri railway station, Malkajgiri mandal, Medhcal-Malkajgiri district. Investigation is at fag end, detaining the petitioner – sole accused further in detention will not serve the purpose for the prosecution. Hence, petitioner – accused is entitled for grant of bail subject to the following conditions:

- i. The petitioner-accused shall execute a personal bond for a sum of Rs.10,000/- (Rupees Ten Thousand only), with two sureties for a like sum each to the satisfaction of the learned I Additional Junior Civil Judge - cum - I Additional Judicial Magistrate of First Class, Kushaiguda, Medchal – Malkajgiri District.
 - ii. The petitioner-accused shall appear before the concerned SHO between 10.00 a.m. and 05.00 p.m., on every Sunday 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-accused shall abide by the conditions stipulated in Section 437(3) of Cr.P.C. (presently, Section 480(3) of the BNSS).
 - iv. The petitioner-accused shall not directly or indirectly influence, threaten, or induce any of the prosecution witnesses.
 - v. In the event of violation of any of the above conditions, the prosecution is at liberty to file an application for cancellation of bail.
5. Accordingly, this Criminal Petition is allowed.

Miscellaneous applications, if any pending, shall stand closed.

B.R.MADHUSUDHAN RAO, J

Date: 31.07.2026
Dua

THE HON'BLE JUSTICE B.R.MADHUSUDHAN RAO

CRIMINAL PETITION No.10935 of 2026

DATED 31st JULY 2026

Dua