

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

THURSDAY, THE SIXTEENTH DAY OF JULY
TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SMT JUSTICE K. SUJANA

I.A.No.2 OF 2026

IN

CRLA NO: 859 OF 2025

Between

Gaddam Buvaan @ Yeruguntla Raviteja

...Petitioner/Appellant/Accused No.2

(Appellant in CRLA NO: 859 OF 2025
on the file of High Court)

AND

The State of Telangana, Rep. by its Public Prosecutor, High Court for the State of Telangana
At Hyderabad.

...Respondent/Respondent

(Respondent in-do-)

Counsel for the Petitioner: SRI PILLI KARTHIK

Counsel for the Respondent: Addl. PUBLIC PROSECUTOR

Application under Section 430(1) of B.N.S.S. praying that in the circumstances stated in the Interim Bail Application, the High Court may be pleased to suspend the judgment passed SC.(NDPS) No.102/2021 dated 12.08.2025, on the file of the Special Session's Judge for Trial of Cases under Narcotic drugs and Psychotropic Substances act, 1985-cum-I Additional Session's Judge at Khammam, under Section 8© r/w 20 (b) (ii) (c) of NDPS Act against the Appellant/Accused No.2 and enlarge the Appellant/Accused No.2 on bail;

The Court made the following

ORDER:

Heard learned counsel for the petitioner/appellant and learned Additional Public Prosecutor.

This application is filed by the petitioner/appellant praying this Court to suspend the sentence dated 12.08.2025 passed in S.C.(NDPS) No.102 of 2021 by the Special Sessions Judge for Trial of Cases under the Narcotic Drugs and Psychotropic Substances Act, 1985-cum-I-Additional Sessions Judge at Khammam and to grant bail to him.

The petitioner herein is accused in the said case and he was convicted and sentenced to undergo R.I for a period of twenty (20) years and to pay fine of Rs.2,00,000/- in default of payment of fine to undergo R.I for one year for the offence punishable under Section 8(c) r/w.20 (b)(ii)(C) of the NDPS Act.

The main contention of learned counsel for the petitioner is that Section 53-A of NDPS Act is not complied with and there are many discrepancies. As such, conviction itself is not in accordance with law and prayed this Court to suspend the sentence imposed against the petitioner.

On the other hand, learned Assistant Public Prosecutor would submit that there is no illegality in the judgment of the trial Court and in view of rigor of Section 37 of NDPS Act, petitioner is not entitled to bail and prayed to dismiss this petition.

Considering the submissions made by the learned counsel on either side and upon perusal of the material available on record, the sole ground urged by the petitioner for suspension of sentence and grant of bail is the alleged discrepancy arising from the letters dated 18.10.2022 and 21.11.2023. It is contended that while the letter dated 18.10.2022 states that the contraband was destroyed on 02.05.2022, the subsequent letter dated 21.11.2023 was issued seeking disposal of the seized case property. However, at this stage, such discrepancy by itself cannot be treated as a sufficient ground to suspend the sentence or enlarge the petitioner on bail. The material on record prima facie discloses that the contraband was seized when the investigating officer, acting upon information regarding a road accident involving the accused, visited the spot to investigate the accident. During the course of such investigation, a huge quantity of ganja was found and seized from the vehicle involved in the crime, in which both the accused had sustained injuries.

In view of the aforesaid facts and the seizure of a commercial quantity of ganja from the possession of the accused, the discrepancy pointed out by the petitioner does not, at this stage, create a ground warranting suspension of sentence. Hence, this Court is not inclined to suspend the sentence and grant bail to the petitioner. As such, the same is liable to be dismissed.

Accordingly, this interlocutory application is dismissed.

**SD/- P.C. SULEKHA DEVI
ASSISTANT REGISTRAR**

//TRUE COPY//


SECTION OFFICER

To,

1. The Special Session's Judge for Trial of Cases under Narcotic drugs and Psychotropic Substances act, 1985-cum-I Additional Session's Judge at Khammam.
2. The Superintendent, Central Prison, Cherlapalli, Medchal-Malkajgiri.
3. One CC to Sri Pilli Karthik, Advocate [OPUC]
4. Two CCs to PUBLIC PROSECUTOR High Court for the State of Telangana, at Hyderabad [OUT]
5. One spare copy

HIGH COURT

SKS, J

DATED: 16-07-2026

LIST ON 27-08-2026 FOR HEARING

ORDER

**I.A.No. 2 OF 2026
IN
CRLA NO: 859 OF 2025**

DISMISSING THE I.A.

