



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

WEDNESDAY, THE TWENTY NINTH DAY OF MAY
TWO THOUSAND AND NINETEEN

**:PRESENT:
THE HON'BLE SRI JUSTICE P.NAVEEN RAO**

CRIMINAL PETITION NO: 2728 OF 2019

Between:

Vishal Kureel, @ Samba, S/o. Roop Lal,

Petitioner/Accused

AND

The State of Telangana, through PS Shamshabad, Rep. by Public Prosecutor, High Court of
Telangana State, at Hyderabad.

Respondent/Complainant

Petition under Sections 437 & 439 of Cr.P.C, praying that in the circumstances stated in the petition and the grounds filed herein, the High Court may be pleased to enlarge the petitioner on bail in connection with Crime No. 186 of 2019 on the file of Shamshabad Police Station, pending enquiry and trial.

Counsel for the Petitioner : SRI V.M.KRISHNA REDDY

Counsel for the Respondent : PUBLIC PROSECUTOR

The Court made the following;

HON'BLE SRI JUSTICE P.NAVEEN RAO

CRIMINAL PETITION No.2728 of 2019

ORDER :

The petitioner, who is Accused No.1, filed the present application under Sections 437 and 439 of the Code of the Criminal Procedure (Cr.P.C.), seeking enlargement on bail in Crime No.186 of 2019 of Shamshabad Police Station, registered for an offence punishable under Section 20(b) of Narcotic Drugs and Psychotropic Substances Act, 1985.

2. The facts on record would disclose that on 27.04.2019, the excise officials conducted routine check and stopped a car bearing No.AP 16 B 0999 and found A1 carrying polythene bag and on search found 4 dry ganza packets, each weighing about 380 grams. It is alleged that A1 was carrying the same to sell it to A2.

3. Learned counsel for the petitioner would submit that as the quantity of ganza seized was only 1520 grams, which is far from commercial quantity, the petitioner could not have been arrested and kept in jail for so long period and there is no justification in not granting bail to him. The bail application filed by the petitioner in CrI.M.P.No.2274 of 2019 before the learned Metropolitan Sessions Judge, Cyberabad, Ranga Reddy District at L.B.Nagar, was erroneously rejected, even though the quantity recovered was far below the commercial quantity.

4. Learned Additional Public Prosecutor would submit that investigation is yet to be completed and as the petitioner belongs to the State of Maharastra, if he is enlarged on bail, it would be difficult to ensure his presence.

5. From the facts noted above, this Court is inclined to enlarge the petitioner on bail, subject to the following conditions:

- i. "The petitioner/A1 is directed to be enlarged on bail upon his furnishing the personal bond to a sum of Rs.10,000 (rupees ten thousand only) with two sureties for a like sum each, one being local surety and one from his native village in the State of Maharastra, to the satisfaction of the learned XIV Additional Metropolitan Magistrate, Cyberabad at Rajendranagar, R.R.District.
- ii. The petitioner shall report before the Station House Officer, Shamshabad Police Station, on every Sunday between 10.00 a.m., and 11.00 a.m."

Sd/- M. MANJULA
ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. The Metropolitan Sessions Judge, Cyberabad, Ranga Reddy District, L.B. Nagar
2. The XIV Additional Metropolitan Magistrate, Cyberabad, ~~at Rajendranagar~~, RR District.
3. The Station House Officer, Shamshabad Police Station, Ranga Reddy District.
4. The Superintendent, Cherlapally Central Prison, Ranga Reddy District.
5. Two CCs to Public Prosecutor, High Court of Telangana, at Hyderabad (OUT)
6. one CC to Sri V.M.Krishna Reddy, Advocate (OPUC)
7. one Spare Copy

HIGH COURT

PNR,J

DATE: 29-05-2019

ORDER

CRL.P. NO. 2728 OF 2019

BAIL

