

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

WEDNESDAY, THE TWENTY EIGHTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY

:PRESENT:

THE HONOURABLE SRI JUSTICE B.VIJAYSEN REDDY
CRIMINAL PETITION NO: 5380 OF 2020

Between:

Mr.Gunja Naveen Kumar, S/o Subbarao,

Petitioner/A2 (A3)

AND

The State of Telangana, Rep. by its Public Prosecutor, High Court Buildings, Hyderabad

Respondent/Complainant

Petition under Section 437& 439 of Cr.P.C. praying that in the circumstances stated in the grounds filed in support of the Criminal Petition, the High Court may be pleased to release the petitioner on bail in Crime No.734 of 2020 of P.S Kukatpally, Cyberabad District in the interest of justice.

The petition coming on for hearing, upon perusing the Petition and the grounds filed in support thereof and upon hearing the arguments of SRI KURITI BHASKARA RAO Advocate for the Petitioner and the Additional PUBLIC PROSECUTOR for the Respondent, the Court made the following

ORDER:

THE HON'BLE SRI JUSTICE B. VIJAYSEN REDDY

CRIMINAL PETITION No.5380 OF 2020

ORDER:

This Criminal Petition, under Sections 437 & 439 of the Code of Criminal Procedure, 1973, is filed by the petitioner/accused No.3, who is shown as accused No.2 in the remand report, seeking to grant regular bail in Crime No.734 of 2019 on the file of Kukatpally, Cyberabad, registered for the offence punishable under Section 20(b)(ii)(c) of the Narcotic Drugs and Psychotropic Substances Act, 1985.

2. Heard learned counsel for the petitioner/accused No.3 and the learned Additional Public Prosecutor appearing for the respondent/State and perused the record.

3. Sri Kuriti Bhaskara Rao, learned counsel for the petitioner/accused No.3, submitted that accused No.4 in Crime No.734 of 2019 was granted bail by the learned Metropolitan Sessions Judge, Ranga Reddy District, *vide* order dated 22.10.2020 in Crl.M.P.No.3164 of 2020. It is further submitted that accused No.2 in Crime No.734 of 2020 was already granted bail by this Court *vide* order dated 19.10.2020 in Crl.P.No.4784 of 2020.

4. Learned Additional Public Prosecutor submitted that the petitioner/accused No.3 is not entitled for bail, since he was involved in previous crimes.

5. However, as seen from the remand report, the previous cases against the petitioner/accused No.3 were registered under the provisions of the Indian Penal Code and not under the provisions of the NDPS Act. It is admitted by the learned Additional Public Prosecutor that this is the first NDPS case, wherein the accused is involved.

6. In the above circumstances, this Court is inclined to grant bail to the petitioner/accused No.3.

7. Accordingly, the present Criminal Petition is allowed granting bail to the petitioner/accused No.3 with the following conditions:

- i) The petitioner/accused No.3 shall furnish a personal bond for an amount of Rs.10,000/- (Rupees ten thousand only) with two (02) sureties for like sum each to the satisfaction of the Principal Junior Civil Judge-cum-VIII Metropolitan Sessions Judge, Kukatpally, Ranga Reddy District;
- ii) The petitioner/accused No.3 shall appear before the State House Officer, Kukatpally Police Station, on every Sunday between 10.00 AM and 11.00 AM, till completion of investigation and filing of charge sheet.
- iii) The petitioner/accused No.3 shall cooperate with the Investigating Officer.

As a sequel, miscellaneous petitions, if any, pending in this
Criminal Petition shall stand closed.

SD/- N. CHANDRASEKHARA RAO
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Junior Civil Judge-Cum-VIII Metropolitan Sessions Judge at Kukatpally
2. The Superintendent Central Jail, Cherlapally, Ranga Reddy District.
3. One CC to SRI KURITI BHASKARA RAO Advocate [OPUC]
4. Two CCs to PUBLIC PROSECUTOR, High Court at Hyderabad [OUT]
5. One Spare Copy

HIGH COURT

BVRJ

DATED:28/10/2020

ORDER

CRLP.No.5380 of 2020



BAIL