

[3327]

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

THURSDAY, THE TWENTY SEVENTH DAY OF APRIL
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY

CRIMINAL PETITION NO: 2915 OF 2023



Between:

Teeramsetti Krishna, S/o. Adinarayana, aged about 19 years, Door No.38-13-13,
VT college road innispeta, Rajamahendravaram. Aadhaar No.360200845604.

Petitioner/Accused-2

AND

The State of Andhra Pradesh, Rep. by its Public Prosecutor, High Court of
Judicature of Andhra Pradesh At Amaravati.

Respondent/Complainant

Petition under Section 437 & 439 of Cr.P.C, is filed praying that in the
circumstances stated in the memorandum of grounds filed in support of the Criminal
Petition, the High Court may be pleased to release the petitioner/A-2 bail in Crime
no. 60 of 2023 of II Town L&O Police Station, Rajamahendravaram East Godavari.

The petition coming on for hearing, upon perusing the Petition and the
memorandum of grounds filed in support thereof and upon hearing the arguments of
Sri KAKUMANU JOJI AMRUTHA RAJU Advocate for the Petitioner and of PUBLIC
PROSECUTOR (AP) for the Respondent, the Court made the following

HON'BLE SRI JUSTICE K. SREENIVASA REDDY

Criminal Petition No.2915 of 2023

Order:

This Criminal Petition, under Sections 437 and 439 of Cr.P.C., has been filed by the petitioner/A2, seeking regular bail, in Crime No.60 of 2023 of II Town L&O Police Station, Rajamahendravaram, East Godavari District.

2. A case has been registered against the petitioner and others for the offence punishable under Section 8(c) r/w 20(b)(ii)(B) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'the NDPS Act').

3. Case of the prosecution, in brief, is that on 14.03.2023 at 2.00PM, on reliable information, the Inspector of Police, II Town L&O Police Station, Rajamahendravaram, East Godavari District, along with his staff and mediators, conducted raid at Innespeta Darga, Rajamahendravaram and noticed A1 to A3 in possession of 4 KGs of Ganja covered with bag. On questioning, it is revealed that A1 and A2 were selling Ganja to A3. A1 and A2 were arrested but A3 was escaped from the scene at the time of raid. The contraband along with other material was seized under the cover of a Mediator Report and A1 & A2 were sent to judicial custody on the same day i.e., 14.03.2023.

4. Learned counsel for the petitioner submits that the petitioner was falsely implicated in the present crime. The quantity of Ganja allegedly seized from the possession of the

accused is not a commercial quantity. Material part of the investigation is already completed.

5. On the contrary, learned Assistant Public Prosecutor opposed the petition on the ground that the investigation is not completed.

6. Heard. Perused the record.

7. The petitioner was arrested and sent to judicial custody on 14.03.2023 and since then he is in jail. The quantity of contraband allegedly seized from the possession of the accused is 4 KGs of Ganja, which does not amount to commercial quantity. In view of the aforesaid facts and circumstances of the case, the petitioners can be released on bail.

8. Accordingly, the Criminal Petition is allowed. The petitioner/A2 shall be released on bail on executing a personal bond for Rs.10,000/- (Rupees Ten Thousand only) with two sureties for the like sum each to the satisfaction of the learned V Additional Judicial First Class Magistrate, Rajamahendravaram. The petitioner shall appear before the Station House Officer concerned once in a week i.e. on every Friday between 10.00 AM and 1.00 PM till filing of the charge sheet.

//TRUE COPY//

Sd/- U. SRI DEVI
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The V Additional Judicial First Class Magistrate, Rajamahendravaram.
2. The Superintendent, Central Prison, Rajamahendravaram.
3. The Station House Officer, II Town L&O Police Station, Rajamahendravaram East Godavari.
4. THE STATE OF ANDHRA PRADESH, Rep. by its Public Prosecutor, High Court of Judicature of Andhra Pradesh At Amaravati. (by RPAD)
5. One CC to SRI. KAKUMANU JOJI AMRUTHA RAJU Advocate [OPUC]
6. Two CCs to PUBLIC PROSECUTOR (AP), High Court of Andhra Pradesh. [OUT]
7. One spare copy

HIGH COURT

SRKJ

DATED:27/04/2023

BAIL ORDER

CRLP.No.2915 of 2023

ALLOWED

