

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

THURSDAY, THE FOURTH DAY OF MAY
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY

CRIMINAL PETITION NO: 3111 OF 2023



Between:

Visvasapu Ganesh, S/o Sri Raju Hindu, Age 34 years, Occ Lorry Cleaner, R/o D.No. 7-32, Gandhi Bomma Street, Konthamuru - 533 102. Rajamahendravaram Rural Mandal. East Godavari District.

Petitioner/A3

AND

State of Andhra Pradesh, Rep. by its Public Prosecutor High Court at Amaravathi through its SHO, Rajanagaram P.S., East Godavari District.

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 enlarge the Petitioner/A-3 on bail in connection with FIR No. 30 of 2023 of Rajanagarahn P.S East Godavari District, pending inquiry and trial.

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 N SIVA REDDY Advocate for the Petitioner and of PUBLIC PROSECUTOR (AP) for the Respondent, the Court made the following

THE HON'BLE SRI JUSTICE K. SREENIVASA REDDY**CRIMINAL PETITION NO.3111 OF 2023****ORDER:-**

The Criminal Petition, under Sections 437 & 439 of the Code of Criminal Procedure, 1973, is filed on behalf of the petitioners/A-3 to grant bail in connection with Crime No.30 of 2023 of Rajanagaram Police Station, 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)(C) of the NDPS Act, 1985.

3) Brief facts of the case are that, on 30.01.2023 at 12.00 noon at Ganesh Township, NH-16, Chakradwarabandham Village, Rajanagaram Mandal, A2 to A5 were found in possession of 22.420 KGs of Ganja selling the same to customers. On questioning, they revealed that they are supplying large amount of Ganja to A1 who is none other than mother of A5. A case was registered against all the accused and contraband was seized under the cover of a mediators report.

4) Heard. Perused the record.

5) The contraband that is seized from the possession of accused is 22 Kgs and the petitioner was arrested on 30.01.2023 and remanded to judicial custody on 31.01.2023 and since then he is in judicial custody. It is submitted by the learned Special Assistant Public Prosecutor that major portion of investigation has been completed.

6) In view of the facts and circumstances of the case, this Court is inclined to grant bail to the petitioner/A3, on the following conditions.

(i) The petitioner shall be released on executing personal bond for Rs.10,000/- (Rupees ten thousand only) with two sureties for a like sum each to the satisfaction of the learned Principal Junior Civil Judge-cum-Judicial Magistrate of First Class, Rajamahendravaram;

(ii) The petitioner shall appear before the Station House Officer, concerned, once in a week i.e., on every Friday between 10.00 A.M., and 01.00 P.M., till filing of the charge sheet.

(iii) The petitioner shall not directly or indirectly contact or threaten the witnesses under any circumstances and any such

attempt shall be construed as an attempt of influencing the witnesses and shall not tamper evidence and shall co-operate with the investigation.

It is made clear that the petitioner shall scrupulously comply with the above conditions and breach of any of the above conditions will be viewed seriously and prosecution is at liberty to move an application for cancellation of the bail.

7) Accordingly, the Criminal Petition is **allowed**.

Miscellaneous applications, pending if any, shall stand closed.

//TRUE COPY//

Sd/- U. SRI DEVI
ASSISTANT REGISTRAR

A:

SECTION OFFICER

To,

1. The Principal Junior Civil Judge – cum – JFCM, Rajamahendravaram.
 2. The Superintendent, Central Prison, Rajamahendravaram.
 3. The Station House Officer, Rajanagaram Police Station, East Godavari District.
 4. One CC to SRI. N SIVA REDDY Advocate [OPUC]
 5. Two CCs to PUBLIC PROSECUTOR (AP), High Court of Andhra Pradesh. [OUT]
 6. One spare copy
- ER





HIGH COURT

SRKJ

DATED:04/05/2023

BAIL ORDER

CRLP.No.3111 of 2023

ALLOWED

