

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
TUESDAY, THE NINTH DAY OF MAY
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY
CRIMINAL PETITION NO: 3185 OF 2023



Between:

1. Koduri Ramulamma, W/o. Venkateswarlu, Aged 50 years, R/o. Alagayapalem Village, Ulavapadu Mandal, SPSR Neilore District, Presently residing at Balireddy Nagar, Old Singarayakonda Village and Mandal, Prakasam District.
2. Katta Rangaiah, S/o. Subba Rao, Aged 47 years, R/o. Indiramma Colony, Kavali Town, SPSR Nellore District, Presently residing at Sri Nagar Colony, Kandakur Town, SPSR Nellore District.
3. Katta Kumari, W/o. Rangaiah, Aged 35 years, R/o. Indiramma Colony, Kavali Town, SPSR Nellore District, Presently residing at Sri Nagar Colony, Kandakur Town, SPSR Nellore District.
4. Katta Jeevan Kumar, S/o. Rangaiah, Aged 23 years, R/o. Indiramma Colony, Kavali Town, SPSR Nellore District, Presently residing at Sri Nagar Colony, Kandakur Town, SPSR Nellore District.

Petitioners/Accused 1 to 4

AND

The State of Andhra Pradesh, Through Station House Officer, Singarayakonda Police Station, Prakasam District, Rep. by its Public Prosecutor, High Court of Andhra Pradesh, Amaravati.

Respondent

Petition under Sections 437 & 439 of Cr.P.C, 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 grant bail to the petitioners/accused No. 1 to 4 and enlarge them in connection with F.I.R. No. 59 of 2023 of Singarayakonda Police Station, Prakasam District.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of Sri Koti Reddy Idamakanti Advocate for the Petitioners, Public Prosecutor for the Respondent, the Court made the following

ORDER

THE HON'BLE SRI JUSTICE K. SREENIVASA REDDY**CRIMINAL PETITION NO.3185 OF 2023****ORDER:-**

The Criminal Petition, under Sections 437 & 439 of the Code of Criminal Procedure, 1973, is filed on behalf of the petitioners/A1 to A4 to grant bail in connection with Crime No.59 of 2023 of Singarayakonda Police Station, Prakasam District.

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

3) Brief facts of the case are that, on 23.03.2023 at 10.00 hours, on credible information about illegal possession and transportation of Ganja, the Inspector of Police and Sub-Inspector of Police, Singarayakonda Police Station, along with their staff and mediators, proceeded to Balireddy nagar, Old Singarayakonda and found A1 in possession of 20 Kgs of Ganja. On interrogation, A1 stated that A2 to A4 supplied the said Ganja and she was selling the same. On securing the presence of A1, police party went to the house of A2 to A4 and seized another 20 KGs of Ganja from their

possession. They stated that A5 was supplying Ganja to all of them. The contraband along with other material was seized from the possession of A1 to A4 and a case was registered against all the accused.

4) Heard. Perused the record.

5) A perusal of material on record goes to show that, police went to the house of A1 and seized 20 KGs of Ganja from her possession. Thereafter, on a confessional statement made by A1, the police party went to the house of A2 to A4 and seized another 20 KGs of Ganja. It is reported by the learned Special Assistant Public Prosecutor that as many as 6 material witnesses have been examined and major portion of investigation has been completed and that investigation is only pending in respect of want of RFSL report. For want of receipt of RFSL report, this Court is of the opinion that the petitioner need not be detained further in jail.

6) In view of the facts and circumstances of the case, this Court is inclined to grant bail to the petitioners/A1 to A4, on the following conditions.

(i) The petitioners/A1 to A4 shall be released on each of them 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 Judicial Magistrate of First Class (Special Mobile Court), Ongole.

(ii) On release, the petitioners 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 petitioners 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 petitioners 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**.

SD/- K.J. RAJA BABU
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Judicial Magistrate of First Class (Special Mobile Court), Ongole
2. The Superintendent, District Jail, Ongole
3. The Station House Officer, Singarayakonda Police Station, Prakasam District.
4. One CC to Sri Koti Reddy Idamakanti Advocate [OPUC]
5. Two CCs to Public Prosecutor, High Court of AP [OUT]
6. One spare copy

MSB



HIGH COURT

SRKJ

DATED:09/05/2023

BAIL ORDER

CRLP.No.3185 of 2023

ALLOWED

