



IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

TUESDAY, THE THIRTY FIRST DAY OF JANUARY
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY
CRIMINAL PETITION NO: 341 OF 2023

Between:

Nallamsetti Apparao @ Babji, S/o Prakasha Rao Aged 37 years Caste.Kapu (OC)
R/o Near Ramalayam Suryapeta, Gonda (V) kirlampudi Mandal. Kakinada District.

Petitioner/Accused-4

AND

The State of Andhra Pradesh, Rep. by its Public Prosecutor, High Court of
Judicature of Andhra Pradesh at Amaraati.

Respondent/Complainant

Petition under Section 437 and 439 of Cr.P.C, praying that in the
circumstances stated in the memorandum of grounds filed in support of the
CriminalPetition, the High Court may be pleased to release the petitioners on bail in
on Cr.No 266/2022, Ravulapalem police station, East Godavari District .

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 Jeshtadi Sunil Kumar Advocate for the Petitioner and of Asst. Public Prosecutor
for the Respondent, the Court made the following.

ORDER

HON'BLE SRI JUSTICE K. SREENIVASA REDDY

Criminal Petition No.341 of 2023

Order:

This Criminal Petition, under Sections 437 and 439 of Cr.P.C., has been filed by the petitioner/Accused No.4, seeking regular bail, in Crime No.266 of 2022 of Ravulapalem Police Station, Konaseema 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 Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'the NDPS Act').
3. Brief facts of the case are that, on 10.07.2022 at 8.00 A.M., SI of Police, Ravulapalem Police Station, while conducting vehicle checking near Konaseema Adilakshmi Kova Shop, on NH-16 road, Eethakota Village of Ravulapalem Mandal, found A1 to A3 proceeding by Bolero Van bearing No.AP39 TB 8311 and Eicher Van bearing No.AP39 TT 0375 from Rajamahendravaram towards Chittoor along with two bags containing Ganja weighing 60 Kgs. The contraband along with vehicle and other material was seized under the cover of a mediators report. A1 to A3 were arrested and remanded to judicial custody on 10.07.2022. A4 who is involved in the case was arrested on 30.09.2022 and sent to judicial remand. A5 is absconding.
4. Heard. Perused the record.
5. Basing on the confessional statement of co-accused, the name of the petitioner was shown as accused in the FIR on the ground that the petitioner instructed the A1 to A3 to transport the Ganja. The

Ganja that has been seized from the possession of A1 to A3 is to the extent of 60 Kgs. The petitioner was arrested on 30.09.2022 and since then he is in judicial custody. It is reported by the learned Special Assistant Public Prosecutor that major portion of the investigation has been completed, except filing of charge sheet.

6. In view of the aforesaid facts and circumstances of the case, since major portion of the investigation has been completed, this Court is inclined to grant bail to the petitioner herein, on the following conditions.

(i) The petitioner herein shall be released on executing a 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, Kothapeta.

(ii) On release, the petitioner shall appear before the Station House Officer concerned once in a week i.e., on every Sunday between 10.00 a.m. and 05.00 p.m., till filing of the charge sheet.

7. Accordingly, the Criminal Petition is allowed.

Sd/- M. SRINIVAS
ASSISTANT REGISTRAR

//TRUE COPY//

For ,

SECTION OFFICER

To,

1. The Judicial First Class Magistrate Court at Kothapeta.
2. The I Additional Sessions Judge, East Godavari at Rajamahendravaram
3. The Superintendent, Central Prison, Rajamahendravaram.
4. The Station House Officer, Ravulapalem P.S., Konaseema district.
5. One CC to SRI. JESHTADI SUNIL KUMAR Advocate [OPUC]
6. Two CCs to PUBLIC PROSECUTOR, High Court of A.P.[OUT]
7. One spare copy.

psk

HIGH COURT

SRKJ

DATED:31/01/2023

BAIL ORDER

CRLP.No.341 of 2023

ALLOWED

