



**IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI**

**THURSDAY, THE THIRTIETH DAY OF MAY,**

**TWO THOUSAND AND TWENTY FOUR**

**:PRESENT:**

**THE HONOURABLE SMT JUSTICE VENKATA JYOTHIRMAI PRATAPA**

**CRIMINAL PETITION NO: 3734 OF 2024**

**Between:**

Varanashi Manikeswara Rao, S/o.Krishna Rao, aged abt 59 years,  
R/o.Jollaput Village and Panchayat, Munchingiput Mandal, Visakhapatnam,  
Andhra Pradesh

**Petitioner/A-1**

**AND**

The State Of Andhra Pradesh, SHO, Munchingiput P.S., Visakhapatnam  
Represented by its Public Prosecutor, High Court of Andhra Pradesh at  
Amaravati, Guntur District.

**Respondent**

Petition under Sections 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 enlarge the Petitioner/A 1 on Regular Bail in  
respect to the Crime No. 18/2024 dt.06.04.2024 on the file of Munchingiput  
P.S Police Station;

The petition coming on for hearing, upon perusing the Petition and the  
grounds filed in support thereof and upon hearing the arguments of Sri J  
KRISHNA PRANEETH, Advocate for the Petitioner and of PUBLIC  
PROSECUTOR for Respondent, the Court made the following.

**ORDER**

APHC010242392024



IN THE HIGH COURT OF ANDHRA PRADESH  
AT AMARAVATI  
(Special Original Jurisdiction)

[3396]

THURSDAY, THE THIRTIETH DAY OF MAY  
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE SMT JUSTICE VENKATA JYOTHIRMAI PRATAPA

CRIMINAL PETITION No: 3734/2024

Between:

Varanashi Manikeswara Rao

...PETITIONER/ACCUSED

AND

The State Of Andhra Pradesh

...RESPONDENT/COMPLAINANT

Counsel for the Petitioner/accused:

1. J KRISHNA PRANEETH

Counsel for the Respondent/complainant:

1. PUBLIC PROSECUTOR (AP)

The Court made the following:

ORDER:

This Criminal Petition under Sections 437 and 439 of the Code of Criminal Procedure (for short 'the Code') has been filed by the petitioner/A.1 seeking regular bail in Crime No.18 of 2024 of Munchingiput Police Station, Alluri Sitharama Raju District, registered for the offence punishable under Section 34(a) of the Andhra Pradesh Excise Act (for short 'the Act').

2. Heard Sri J.Krishna Praneeth, learned counsel for the petitioner, and Sri V.Farooq Khan, learned Assistant Public Prosecutor representing the respondent/State.

3. Learned counsel for petitioner would submit that in absence of the petitioner, a raid has been conducted and the liquor worth Rs.10,84,800/- has been seized by the Excise officials. Learned counsel further submits that while conducting search and seizure, the police did not follow the procedure as contemplated under Section 55 of the Act and that the petitioner has been in judicial custody for the last 45 days. Hence, prays for release of the petitioner on regular bail.

4. Learned Assistant Public Prosecutor would submit that so far six witnesses have been examined, investigation is not completed and prays for dismissal of the petition.

5. Considering the submissions and a fair look at the material placed on record, crucial part of the investigation is over since six witnesses were examined, who are police officials. In view of the fact that the petitioner has been in judicial custody for the last 45 days, it is desirable to release the petitioner on bail.

6 In the result, the Criminal Petition is allowed with the following conditions:

- i. The petitioner/A.1 shall be released on bail on his executing a personal bond for Rs.20,000/- (Rupees twenty thousand only) with two sureties for a like sum each to the satisfaction of the learned Judicial Magistrate of First Class, Paderu.
- 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. to 05.00 p.m. till filing of the charge sheet.
- iii. The petitioner is directed not to hamper the investigation and tamper with the prosecution witnesses.

- iv. 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.

As a sequel thereto, miscellaneous petitions pending, if any, shall stand closed.

Sd/- M. SRINIVAS  
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

For ASSISTANT REGISTRAR

To,

1. The Judicial Magistrate of First Class, Paderu
2. The Superintendent, Central Jail, Visakhapatnam
3. The SHO, Munchingiput P.S., Visakhapatnam
4. One CC to SRI. J KRISHNA PRANEETH Advocate [OPUC]
5. Two CCs to Public Prosecutor, High Court of AP [OUT]
6. One spare copy

kpr



HIGH COURT

VJP,J

DATED:30/05/2024

BAIL ORDER

CRLP.No.3734 of 2024

ALLOWED

