



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

[3521]

SATURDAY, THE THIRTIETH DAY OF AUGUST
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL PETITION NO: 8629/2025

Between:

Chittipireddy Narendra and Others

...PETITIONER/ACCUSED(S)

AND

The State Of Andhra Pradesh

...RESPONDENT/COMPLAINANT

Counsel for the Petitioner/accused(S):

1. ANAND KUMAR KOCHIRI

Counsel for the Respondent/complainant:

1. PUBLIC PROSECUTOR

The Court made the following:

ORDER:

The Criminal Petition has been filed under Sections 437 and 439 of the Code of Criminal Procedure, 1973 (for brevity 'the Cr.P.C.') Sections 480 and 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for brevity 'the BNSS'), seeking to enlarge the petitioners/Accused Nos.1 and 2 on bail in Crime No.47 of 2025 of Aruku Police Station, Visakhapatnam, registered for the offences punishable under Section 20(b)(ii)(B) r/w 8(c) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'the NDPS Act').

2. The case of the prosecution, in a nutshell, is that on 25.07.2025 at 19.00 hours, at RTC Complex Junction, Aruku Valley Village, on credible information about illegal transportation of ganja, the Sub Inspector of Police along with his staff and mediators found A1 to A3 in possession of 10 kgs of ganja. Thereafter, the contraband was seized under a cover of mediatornama and accused Nos.1 to 3 were arrested and remanded to judicial custody.

3. Heard learned counsel for the petitioners and the learned Assistant Public Prosecutor. Perused the record.

4. Mr. Anand Kumar Kochiri, learned counsel for the petitioners submits that the petitioners have not committed any offence; petitioners were falsely implicated by the police in the crime; petitioners are the sole breadwinners; petitioners would abide by any conditions to be imposed by this Court; and urged to allow the petition.

5. *Per contra*, Ms. P. Akila Naidu, the learned Assistant Public Prosecutor, opposed in granting of bail stating that the petitioners are the habitual offenders, some more material witnesses have to be examined; investigation is not completed; if the petitioners are enlarged on bail, they would not be available for the investigation and they would escape from the clutches of law; and urged to dismiss the bail petition.

6. The petitioners/A1 and A2 were allegedly found in possession of 10 kilograms of ganja. It is not a commercial quantity. There is no adverse or incriminating material against the petitioners. They were arrested on

25.07.2025 and have been in judicial custody for the past 35 days. The petitioners are permanent residents of Vijayawada, NTR District. As substantial portion of the investigation has been completed and all the witnesses are official witnesses, the possibility of the petitioners threatening the witnesses, hampering the investigation, or tampering with the evidence may not arise.

7. Considering the nature and gravity of the allegations made against the petitioners, their alleged roles played in the case, and the period of detention already undergone by them, this Court is inclined to enlarge the petitioners on bail.

8. In the result, the criminal petition is allowed with the following stringent conditions:

i. The petitioners/Accused Nos.1 and 2 shall be enlarged on bail subject to they executing a bond for a sum of Rs.10,000/- (Rupees ten thousand only) each, with two sureties for the like sum each to the satisfaction of the learned Additional Judicial Magistrate of First Class, Araku Vally.

ii. The petitioners/Accused Nos.1 and 2 shall appear before the Station House Officer concerned, on every Saturday in between 10:00 am and 05:00 pm, till cognizance is taken by the learned the Trial Court.

iii. The petitioners/Accused Nos.1 and 2 shall not leave the limits of the District without prior permission from the Station House Officer concerned.

iv. The petitioners/Accused Nos.1 and 2 shall not commit or indulge in commission of any offence in future.

v. The petitioners/Accused Nos.1 and 2 shall cooperate with the investigating officer in further investigation of the case and shall make themselves available for interrogation by the investigating officer as and when required.

vi. The petitioners/Accused Nos.1 and 2 shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him/her from disclosing such facts to the court or to any police officer.

9. Accordingly, the Criminal Petition is allowed.

DR. Y. LAKSHMANA RAO, J

Date: 30.08.2025

S D P

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL PETITION No.8629 of 2025

Date:30.08.2025

S D P