

**IN THE COURT OF I ADDITIONAL DISTRICT AND SESSIONS JUDGE :
NELLORE**

Present: Smt. P.J.Sudha,
III Additional District and Sessions Judge, Nellore
(I/C) I Additional District and Sessions Judge,
Nellore

Monday, this the 1st day of June, 2026.

CRL.M.P. No.294/2026
(Crime No.33/2026 of Venkatagiri Police Station)

Poli Lokesh,
S/o. Sankaraiah, aged 20 years,
R/o Kampalem, Venkatagiri Town & Mandal,
Tirupati District.

...

Petitioner/Accused No.2

Vs.

State: Station House Officer,
Venkatagiri Police Station.

...

Respondent/Complainant

This petition coming on this day for final hearing before me in the presence of Sri Y.Venkata Suresh, Advocate for the Petitioner/Accused No.2 and of Sri. SK. Rafi Malik. Additional Public Prosecutor for the Respondent/Complainant, after perusing the case records and having stood over for consideration, this Court made the following:-

ORDER

This is the 2nd bail application filed by the Petitioner/Accused No.2 under Section 483 of B.N.S.S. in Crime No.33/2026 of Venkatagiri Police Station for the offence under Section 8 (c) r/w 20 (b) (ii) (C) of N.D.P.S. Act, 1985.

2. **The brief averments of the prosecution case are that** this is a "Clandestine sale and possession of Ganja and thereby selling and acquire wrongful proceeds falls under Narcotic Drugs and Psychotropic Substances Act, 1985" that occurred on 07-02-2026 morning at 12.30 hours, at RTC Bus

Stand, Venkatagiri Town Tirupati District and registered on the same day at 14.15 hours, wherein the Sub-Inspector of Police, Venkatagiri Police Station and Tahsildar, Venkatagiri along with their staff, rushed to the place along with mediators and apprehended the Accused No.1 and 4 (Accused No.2 and 3 juvenile conflict with Law) and recorded their confession statements in the presence of the Gazetted officer and mediators and seized 22 K.Gs of Ganja which was in 4 packets of Ganja valued approximately at Rs.1,10,000/- under the cover of Gazetted Officer and mediators mahazarnama and basing on the said mahazarnama, the present case was registered. During the course of interrogation, Accused No.1 to 4 disclosed that they had procured from Odisha State. The Accused No.1 to 4 were arrested and were remanded to Judicial custody on 07-02-2026 and since then they have been in Judicial custody.

3. It is stated in the bail application that the Petitioner/Accused No.2 is innocent and he did not commit any offence and he is falsely implicated in this case for statistical purpose, there is no connivance to the petitioner in respect of the illegal possession of Ganja which was allegedly seized by the respondent. It is further submitted that the alleged confession made by the petitioner is false and fabricated, the alleged mahazarnama is fabricated document, the petitioner never confessed the alleged offence. It is further submitted that entire investigation in this case is completed and filing of charge sheet is only a formality. Hence, prayed to enlarge the petitioner/A.2 on bail.

4. Notice given to the Learned Additional Public Prosecutor.

5. Heard both sides and perused the record.

6. **Now, the point for consideration is that:-**

“Whether the Petitioner/Accused No.2 is entitled for bail as prayed for ?”

POINT:

7. The learned counsel for the petitioner submitted that the petitioner is innocent of the alleged offence and he never committed any offence as alleged and the petitioner is falsely implicated in this case. Material part of the investigation is completed except filing of charge sheet. The petitioner is sole bread winner of his family and his family is depending upon his income. The petitioner has got permanent abode and ready to furnish sufficient sureties to the satisfaction of the court and prayed the court to enlarge the petitioner on bail.

8. The learned A.P.P. opposed the bail stating that the investigation is pending for apprehension of Accused No.3. The petitioner is habitual offender and he is maintaining a separate team to import Ganja from Odissa Border and to sell the same in Venkatagiri, Gudur, Naidupet and its surrounding areas. If the petitioner is enlarged on bail, he may commit similar offences and tamper the evidence. Hence, prayed the court to dismiss the petition.

9. Upon considering the rival submissions and on perusal of the record, it is clear that the investigation is pending. Considering the nature of offence, allegations made against the petitioner, the stage of investigation and that there are no change in the circumstances from the date of dismissal of previous bail application, this court is not inclined to grant bail to the petitioner at this stage.

10. **In the result**, this petition is dismissed.

Typed to my dictation by the Typist, corrected and pronounced by me in the open Court, on this the 1st day of June, 2026.

Sd/-P.J. Sudha.
III Additional District & Sessions Judge, Nellore
(I/C) I Addl. District Judge,Nellore.

Copy to: -

- 1) The Additional Public Prosecutor, I ADJ Court, Nellore.
- 2) Sri.T.Venkata Suresh, Advocate for the Petitioner/Accused No.2
- 3) The Station House Officer, Venkatagiri Police Station.