

HIGH COURT OF ANDHRA PRADESH:: AMARAVATI

MAIN CASE NO.: CrI.A. No.69 of 2025

PROCEEDING SHEET

Sl. No.	Date	ORDER	OFFICE NOTE
01.	03.02.2025	<u>Dr.VJP,J</u> <u>I.A.No.1 of 2025</u> The instant petition under Section 389(1) of the Code of Criminal Procedure read with Section 430(1) of BNSS Act, 2023, has been filed by the Petitioners/Appellants/Accused Nos.1 to 4 & 6 to release them on bail by suspending the execution of sentence of imprisonment imposed against the Petitioners in Special Sessions Case No.20 of 2022 dated 22.01.2025 on the file of I Additional Sessions Judge-cum- Special Judge For Trial of NDPS Act Cases, Krishna District, Machilipatnam , wherein the Petitioners/A1 to A4 & A6 were convicted for the offence punishable under Section 20(b)(ii)(B) r/w.8(c) of the N.D.P.S. Act and sentenced to undergo rigorous imprisonment for a period of three (3) years and to pay fine of Rs.10,000/-, in default of payment of such fine , to suffer simple imprisonment for a period of six (06) months each.	

		2. Heard Sri T.V.V. Koteshwara Rao , learned counsel for the Petitioners. 3. Ms. K.Priyanka Lakshmi, learned Assistant Public Prosecutor takes notice on behalf of the State/Respondent. 4. Learned counsel for the Petitioners/ Appellants would submit that they have good grounds to succeed in the appeal. It is a case of seizure of non-commercial quantity of Ganja from the possession of the Petitioner/Appellant/Accused. Learned counsel would further submit that this appeal may take considerable time and prays to allow the petition by suspending the sentence of imprisonment imposed by the learned trial Court against the Petitioners. 5. Learned Assistant Public Prosecutor would submit that the Court may pass appropriate orders. 6. Considering the submissions made, the present appeal may take considerable time for disposal, it is apposite to release the Petitioners on bail. 7. In that view, the petition is allowed, suspending the sentence of imprisonment imposed against the Petitioners on the following conditions:	
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		i) The Petitioners shall execute a personal bond of Rs.20,000/- (Rupees Twenty thousand only) each with two sureties for a like sum each to the satisfaction of the Additional Judicial First Class Magistrate, Gudiwada. ii) The Petitioners shall appear before the Trial Court once in a month i.e., on the 1st Monday till the disposal of this appeal. <u>Crl.A. No.69 of 2025</u> Admit. List the matter in regular course. <u>Dr.VJP, J</u> UPS	
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