

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

WEDNESDAY, THE NINETEENTH DAY OF MARCH

TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HON'BLE SRI JUSTICE T MALLIKARJUNA RAO



CRIMINAL PETITION NO: 2409 OF 2025

Between:

1. Mustakim, C/o Ibrahim, S/o. Mohammad Varis, A/30 years, C/Muslim, Asik Ali Road, S.K. Lodge, Madrasewaii, Galibhujpura, Koil, Aligarh, Uttara Pradesh State.
2. Mohammad Zakir Kha, S/o. Farahil Khan, A/33 years, C/Muslim, Asik Ali Road, S.K. Lodge, Madrasewaii, Galibhujpura, Koil, Aligarh, Uttara Pradesh State.

...PETITIONERS/ACCUSED No.3 & 4

AND

The State of Andhra Pradesh, Rep.by Public Prosecutor, High Court of Andhra Pradesh through S.H.O, Kirlampudi P.S, East Godavari District.

...RESPONDENT/COMPLAINANT

Petition under Section 480 and 483 of BNSS praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court pleased to grant bail to the petitioners/Accused No. 3 & 4 in Cr. No. 1 of 2025 of Kirlampudi P.S, East Godavari District.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri Bhaskar Prem Koushik, Advocate for the Petitioner and the Public Prosecutor on behalf of the Respondent.



The Court made the following: ORDER



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

[3369]

WEDNESDAY, THE NINETEENTH DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE
PRESENT

THE HONOURABLE SRI JUSTICE T MALLIKARJUNA RAO
CRIMINAL PETITION NO: 2409/2025

Between:

Mustakim and Others

...PETITIONER/ACCUSED(S)

AND

The State Of Andhra
Pradesh

...RESPONDENT/COMPLAINANT

Counsel for the Petitioner/accused(S):

1. BHASKAR PREM KOUSHIK

Counsel for the Respondent/complainant:

1. PUBLIC PROSECUTOR

The court made the following Order:

This Criminal Petition, under Sections 480 and 483 of the BNSS, has been filed by the petitioners/A3 and A4, seeking regular bail, in Crime No.1 of 2025 of Kirlampudi Police Station, Kakinada District.

2. A case has been registered against the petitioners herein and others for the offence punishable under Section 109(1) read with 3(5) of the BNS.

3. Case of the prosecution, in brief, is that this is a case of attempt to murder and illegal possession and transportation of 68.6 Kgs of Ganja that occurred on the intervening night of

31.12.2024/01.01.2025 at NH-16 road near Toll Plaza, NHAI,
Krishnavaram Village, Kirlampudi Mandal.

4. Heard. Perused the record.

5. Learned counsel for the petitioners contends that the petitioners have been in judicial custody from 02.01.2025 and prays to grant bail to the petitioners herein.

6. On the other hand, learned Assistant Public Prosecutor opposed to grant bail on the ground that contraband allegedly involved in the present crime is 68.6 Kgs of Ganja, which is a commercial quantity.

7. In view of the gravity of offence and involvement of huge quantity of ganja and in view of the bar contained under Section 37 of the NDPS Act, this Court is not inclined to grant bail to the petitioners.

8. Accordingly, the Criminal Petition is **dismissed**.

SD/- A VENU GOPALA RAO
ASSISTANT REGISTRAR

//TRUE COPY//

PS SK

SECTION OFFICER

To,

1. The Station House Officer, Kirlampudi P.S, East Godavari District.
2. One CC to SRI. BHASKAR PREM KOUSHIK, Advocate [OPUC]
3. Two CC to Public Prosecutor, High Court of Andhra Pradesh at Amaravathi. [OUT]
4. Three CD Copies

CHP

HIGH COURT

DATED:19/03/2025

ORDER

CRLP.No.2409 of 2025



DISMISSING THE CRIMINAL PETITION