

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI



TUESDAY, THE EIGHTEENTH DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA

CRIMINAL PETITION NO: 2566 OF 2025

Between:

Sunnapaka Divya Teja, D/o. Venkateswarlu, W/o. Dakammarri Durga Prasad, aged about 26 years, R/o. Block No.102, TF-2, JNNURM Colony, Mangalapalem, Duvvada, Visakhapatnam, Presently residing at D.No.9-1-162/2, Siddardha Nagar, Opp. Spencer, New Resapuvanipalem, Near Bullayya College, Visakhapatnam City, Visakhapatnam District, A.P

...Petitioner/Accused No.1

AND

The State of Andhra Pradesh, Rep by its Public Prosecutor, High Court of Andhra Pradesh.

...Respondent

Petition under Sections 437 & 439 of Cr.P.C and Under Sections 480 & 483 of BNSS, praying that in the circumstances stated in the memorandum of grounds filed in support of the Criminal Petition, the High Court may be pleased to enlarge the Petitioner/Accused No.1 on bail pending disposal of Crime No.61/2025 of Duvvada P.S., Visakhapatnam.

The Petition coming on for hearing, upon perusing the Petition and the memorandum of grounds filed in support thereof and upon hearing the arguments of SRI ADAPA SUDHAKAR RAO, Advocate for the Petitioner, and of PUBLIC PROSECUTOR, for the Respondent;

APHC010120392025



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

[3396]

**TUESDAY, THE EIGHTEENTH DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE**

PRESENT

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA

CRIMINAL PETITION NO: 2566 OF 2025

Between:

Sunnapaka Divya Teja

...PETITIONER/ACCUSED

AND

The State of Andhra Pradesh

...RESPONDENT/COMPLAINANT

Counsel for the Petitioner/accused:

1.ADAPA SUDHAKAR RAO

Counsel for the Respondent/complainant:

1.PUBLIC PROSECUTOR

The Court made the following Order:

The Criminal Petition, u/Sec.480 & 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023, is filed on behalf of the petitioner/A1 to grant regular bail in connection with Crime No.61/2025 of Duvvada Police Station, Visakhapatnam Commissionerate.

2. A case has been registered against the petitioner herein and others for the offences punishable u/Sec.20(b)(ii)(B) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'the NDPS Act').

3. The case of the prosecution in nut shell is as follows:

On 08.02.2025, at 14.00 hours, on receipt of credible information about illegal possession and transportation of ganja, the S.I. of Police, along with his staff and mediators, rushed near the bushes at Block No.102, JNNURM Colony, Mangalapalem, Duvvada Police Station, Visakhapatnam, and found the accused in possession of 1¼ kgs of ganja. The contraband, along with other material, was seized under the cover of mediators report.

4. Heard Sri Adapa Sudhakar Rao, learned counsel for the petitioner/A1 and Sri Neelothpal Ganji, learned Assistant Public Prosecutor the respondent.

5. Learned counsel for the petitioner would submit that she has been in possession of 1¼ kgs of ganja and she is in judicial custody since 08.02.2025. By this time, most of the investigation might have been completed and there are no criminal antecedents as against the petitioner. She is ready to furnish solvent sureties to the satisfaction of the Court and prays to allow the petition.

6. Contra to the same, learned Assistant Public Prosecutor would submit that investigation was not completed and charge sheet was not filed for want of RFSL report and inventory and opposed the petition.

7. Considering the submissions made and on perusal of the material on record, petitioner is a women and the contraband alleged to have been 1¼ Kgs of Ganja, which falls under the definition of non-commercial quantity and also considering the fact that there are no criminal antecedents as against the

petitioner. This Court is inclined to release the petitioner on bail with the following condition.

8. In the result, the criminal petition is allowed and the petitioner/A1 shall be released on bail on his executing a personal bond for a sum of Rs.20,000/- (Rupees twenty thousand only) with two sureties for a like sum each to the satisfaction of the learned I Additional District & Sessions Judge-Special Judge for trial of offences under NDPS Act, Visakhapatnam.

Consequently, miscellaneous applications pending, if any, shall stand closed.

SD/-U.SRI DEVI
ASSISTANT REGISTRAR
[Signature]
SECTION OFFICER

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. The I Additional District & Sessions Judge-Special Judge for Trial of Offences under NDPS Act, Visakhapatnam, Visakhapatnam District
2. The Superintendent, Central Jail, Visakhapatnam, Visakhapatnam District
3. The Station House Officer, Duvvada Police Station, Visakhapatnam District
4. One CC to SRI. ADAPA SUDHAKAR RAO Advocate [OPUC]
5. Two CCs to PUBLIC PROSECUTOR, High Court of Andhra Pradesh [OUT]
6. One spare copy

PSR

HIGH COURT

Dr.VJP,J

DATED:18/03/2025

BAIL ORDER

CRLP.No.2566 of 2025

ALLOWED

