

**IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI**

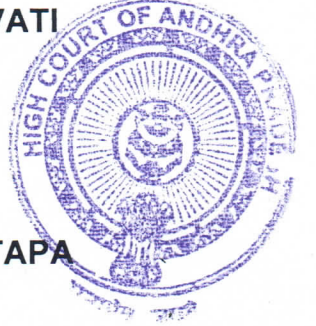
**TUESDAY, THE EIGHTEENTH DAY OF MARCH,**

**TWO THOUSAND AND TWENTY FIVE**

**:PRESENT:**

**HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA**

**CRIMINAL PETITION NO: 2599 OF 2025**



**Between:**

Segge Somanna, S/o Pedalakshman, Aged 54 Years, Cast by ST  
Kondadora, Cultivation, Degalarai Village, Solabham panchayat,  
G.Madugula Mandal, ASR Dist- 531029.

**...Petitioner/Accused - 13**

**AND**

The State of Andhra Pradesh, Through the Station House Officer,  
G.Madugula Police station, ASR District (Visakhapatnam), Rep. by its  
Public Prosecutor, High Court of Andhra Pradesh.

**...Respondent/Complainant**

Petition under Section 480 & 483 of BNSS, 2023 (Old Act 437 & 439 of Cr.P.C) is filed praying that in the circumstances stated in memorandum of grounds of Criminal Petition, the High Court may be pleased to release the petitioner on Bail in connection with Crime No.50/2024 of G.Madugula Police Station, Visakhapatnam;

The petition coming on for hearing, upon perusing the Petition and memorandum of grounds of criminal petition and upon hearing the arguments of Sri Appa Rao Kothuru, Advocate for the Petitioner and Public Prosecutor for the Respondent;

APHC010120522025



**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: 2599 OF 2025**

**Between:**

Segge Somanna

**...PETITIONER/ACCUSED**

**AND**

The State of Andhra Pradesh

**...RESPONDENT/COMPLAINANT**

**Counsel for the Petitioner/accused:**

1. APPA RAO KOTHURU

**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/A13 to grant regular bail in connection with Crime No.50/2024 of Gangaraju Police Station, Alluri Sitharama Raju District.

2. A case has been registered against the petitioner herein and others for the offences punishable u/Sec.20(b)(i) r/w 8(b) of NDPS Act.

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

On 11.11.2024, at about 09.00 hours, on receiving credible information about illegal cultivation of Ganja at Degalarai Village hill area, G.Madugula Mandal, Alluri Sitharama Raju District, the S.I. of Police along with his staff proceeded to the cultivating spot. On seeing police, eighteen persons tried to escape from the scene. Immediately Police caught them and apprehended them. On questioning, the accused revealed their identities and they were marked as A1 to A18. Police arrested the accused and got them remanded to judicial custody on the same day. In this connection, a case was registered and investigated into. The accused was remanded to judicial custody on 11.11.2024.

4. Heard Sri K.A.R @ Appaji, learned counsel for the petitioner/A13 and Sri Neelothpal Ganji, learned Assistant Public Prosecutor the respondent.
5. Learned counsel for the petitioner would submit that as per the mediator's report, the plants are 75 centimeters in height and three months old. Learned counsel would also submit that it is a non-commercial quantity. A case has been registered against eighteen persons and petitioner has been in judicial custody since 11.11.2024. By this time, most of the investigation might have been completed. He 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 the Court may pass appropriate orders.

7. Considering the submissions made and on perusal of the material on record, a case has been registered against eighteen persons alleging that the petitioner is a Ganja cultivator and he is the owner of 10 cents of land. The fact remains that it is a non commercial quantity and as the accused is in judicial custody since 11.11.2024 and as stated by the learned Assistant Public Prosecutor that investigation was not completed and charge sheet was not filed for want of RFSL report and inventory, this Court is inclined to allow the criminal petition with the following conditions.

8. In the result, the criminal petition is allowed and the petitioner/A13 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 Metropolitan Sessions Judge-cum-I Additional District and Sessions Judge for trial of offences under NDPS Act, Visakhapatnam. After release the petitioner shall attend before the Station House Officer concerned twice in a week i.e. on every Monday and Thursday in between 10.00am to 01.00pm till filing of charge sheet.

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

Sd/- G. HELA NAIDU  
ASSISTANT REGISTRAR

//TRUE COPY//

Fo

  
SECTION OFFICER

**To,**

1. The Metropolitan Sessions Judge – cum – I Additional District and Sessions Judge for Trial of offences under NDPS Act, Visakhapatnam.
2. The Superintendent, Central Prison, Visakhapatnam.
3. The Station House Officer, G.Madugula Police station, ASR District (Visakhapatnam).
4. One CC to Sri. Appa Rao Kothuru, Advocate [OPUC]
5. Two CCs to Public Prosecutor, High Court of AP [OUT]
6. One spare copy

MM

**HIGH COURT**

**VJP,J**

**DATED:18/03/2025**

**ORDER**

**CRLP.No.2599 of 2025**

**ALLOWED**

