

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
THURSDAY, THE TWENTIETH DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE



:PRESENT:

THE HONOURABLE SRI JUSTICE T MALLIKARJUNA RAO
CRIMINAL PETITION NO: 2773 OF 2025

Between:

Molli Gangunaidu, S/o. Kalyanam, aged about 36 years, R/o. Gollapeta Street,
Kundram Village, Anakapalli Mandal, Anakapalli District, A.P.

...Petitioner/Accused No.6

AND

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

...Respondent

Petition under Section 480 & 483 of BNSS (Old Section 437 & 439 of
Cr.P.C.) 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.6 on bail pending disposal of
Crime No.06/2025 of Anakapalli Town Police Station, now Anakapalli District.

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 GOLLAPALLI MAHESWARA RAO Advocate for the
Petitioner, and of PUBLIC PROSECUTOR for the Respondent, and the Court
made the following

ORDER:



IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI [3369]
(Special Original Jurisdiction)

THURSDAY, THE TWENTIETH DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE

PRESENT
THE HONOURABLE SRI JUSTICE T MALLIKARJUNA RAO

CRIMINAL PETITION NO: 2773/2025

Between:

Molli Gangunaidu

...PETITIONER/ACCUSED

AND

The State Of Andhra
Pradesh

...RESPONDENT/COMPLAINANT

Counsel for the Petitioner/accused:

1. GOLLAPALLI MAHESWARA RAO

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 petitioner/A6, seeking regular bail, in Crime No.6 of 2025 of Anakapalli Town Police Station, Anakapalli District.

2. A case has been registered against the petitioner herein and others for the offences punishable under Sections

20(b)(ii)(B), 25 r/w 8(c) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'the NDPS Act').

3. The brief facts of the case are that on 06.01.2025, upon receiving credible information about the illegal possession and transportation of ganja, the Sub-Inspector of Police, along with his staff and mediators, rushed to Yeleru Cancal, Near AMAL College, Kothuru Village & Panchayat of Anakapalli Mandal, and conducted vehicle checking. They found one motor cycle and seized 3 kgs of ganja from accused. The contraband, along with other materials, was seized under the cover of mediator's report.
4. Heard. Perused the record.
5. Learned counsel for the petitioner submits that, based on the confessions of co-accused, the case was registered against the petitioner/A6 and no contraband was seized from the petitioner. The learned counsel for the petitioner submits that the petitioner has a permanent abode at Kundram Villge, Anakapalli Mandal, and there is no possibility of his fleeing away from the Jurisdiction of the Court.
6. Learned Assistant Public Prosecutor, while opposing the prayer of the petitioner, submits that the investigation is not complete. When ascertained the learned Assistant Public

Prosecutor confirmed that the petitioner has no previous antecedents under the NDPS Act.

7. In view of the facts and circumstances of the case, since the petitioner herein is arrayed as accused No.6 basing on the confessional statement of co-accused and no contraband was seized from him, this Court is of the opinion that the release of the present petitioner would not hinder the investigation in anyway. The petitioner has been in judicial custody since 04.02.2025. Most of the witnesses are shown to be official witnesses and the release of the petitioner/A6 would not cause hampering of investigation, this Court is inclined to grant bail to the petitioner herein/A6, on the following conditions:

(i) The petitioner/A6 shall be released on executing a personal bond for Rs.10,000/- (Rupees ten thousand only) with two sureties for a like sum each to the satisfaction of the learned Junior Civil Judge-cum-XI Additional Metropolitan Magistrate, Anakapalli.

(ii) After release, the petitioner is directed not to hamper the investigation and tamper with the prosecution witnesses and he shall cooperate with the investigation.

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

SD/- V.SAVITHRI GOWRI
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

For

To,

1. The Junior Civil Judge-cum-XI Additional Metropolitan Magistrate, Anakapalli.
2. The Superintendent, Central Jail, Visakhapatnam.
3. The Sub Inspector of Police, Anakapalle Town Police Station, Anakapalle
4. One CC to SRI. GOLLAPALLI MAHESWARA RAO, Advocate [OPUC]
5. Two CCs to PUBLIC PROSECUTOR, High Court of Andhra Pradesh.
[OUT]
6. **One spare copy**

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HIGH COURT

TMR,J

DATED:20/03/2025

ORDER

CRLP.No.2773 of 2025

ALLOWED

