

[ 3396 ]

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI  
MONDAY, THE FOURTH DAY OF MAY  
TWO THOUSAND AND TWENTY SIX



**:PRESENT:**

**THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA**  
**CRIMINAL PETITION NO: 3440 OF 2026**

**Between:**

Dalai Ramaraju @ Ramayya, S/o. Rambabu, aged about 45 years, R/o.  
Chintapalli, Dalaipalem Village, Paravada Mandal, Anakapalli District, A.P.

**Petitioner/Accused-5**

**AND**

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

**Respondent/Complainant**

Petition under Sections 437 & 439 of Cr.P.C, (New Sections 480 & 483  
of BNSS, 2023) praying that in the circumstances stated in the affidavit filed  
in support of the Criminal Petition, the High Court may be pleased to enlarge  
the Petitioner/Accused No.5 on bail pending disposal of Crime No. 724/2015-  
16 of Prohibition & Excise, Narsipatnam Police Station, Visakhapatnam  
District

**COUNSEL FOR THE PETITIONER : SRI. GOLLAPALLI MAHESWARA  
RAO**

**COUNSEL FOR THE RESPONDENT : PUBLIC PROSECUTOR**

**THE COURT MADE THE FOLLOWING ORDER**

**THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA****CRIMINAL PETITION NO: 3440/2026****ORDER:**

This Criminal Petition, filed under Sections 480 and 483 of the Bharatiya Nagarik Suraksha Sanhita (BNSS), is preferred by the petitioner/Accused No.5 seeking grant of regular bail in Crime No.727 of 2015–16 of Prohibition & Excise, Narsipatnam Police Station, Visakhapatnam District, registered for the offences punishable under Sections 20(b)(ii)(C) read with 8(c) of the NDPS Act.

2. The case of the prosecution, in brief, is that on 22.11.2015, the petitioner allegedly provided his Hero Honda motorcycle bearing registration No. AP 33 BC 1583 for transportation of ganja. Accused Nos.1 to 4 were caught red-handed while transporting 65 kilograms of ganja using a Hero Honda motorcycle and a Bajaj auto-rickshaw. They were arrested and the contraband was seized from their possession. It is further alleged that the present petitioner was involved in the transportation of the said contraband. Thereafter, he evaded the process of law for about nine years. Subsequently, he was involved in another offence and was remanded to judicial custody. The police obtained a PT warrant and secured his presence in the present case.

3. Heard Sri G.Maheswara Rao, learned counsel for the petitioner and Mrs.K.Priyanka Lakshmi, learned Assistant Public Prosecutor for the State.

4. Learned counsel for the petitioner submits that the crime pertains to the year 2015 and that the petitioner was arrayed as Accused No.5. He was

produced before the trial Court on 27.02.2026 pursuant to execution of a PT warrant and has been in judicial custody since then. It is further submitted that the only allegation against the petitioner is that he is the owner of the motorcycle allegedly used in the transportation of the contraband. No contraband was seized from his possession. The petitioner is stated to be innocent and is ready to furnish sureties to the satisfaction of the Court. Hence, it is prayed that he be enlarged on bail.

5. The learned Assistant Public Prosecutor vehemently opposed the petition, contending that the petitioner played a key role in transporting the contraband and that there exists prima facie material against him. It is further submitted that the petitioner is involved in two other similar cases.

6. Having considered the submissions made and upon perusal of the material available on record placed before this Court, it is evident that the petitioner has been in judicial custody since 27.02.2026. The contraband involved is 65 kilograms of ganja. The charge sheet has already been filed. Taking into consideration the facts and circumstances of the case, this Court is inclined to grant bail to the petitioner/Accused No.5.

7. Accordingly, the Criminal Petition is allowed, and the petitioner/Accused No.5 shall be enlarged on bail subject to the following conditions:

- i. The petitioner shall execute 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-

cum-Special Judge for trial of offences under the NDPS Act, Visakhapatnam.

- ii. The petitioner shall appear before the Investigating Officer as and when required and cooperate with further investigation, if any.
  - iii. The petitioner shall not directly or indirectly tamper with evidence or influence, intimidate, or induce any prosecution witnesses.
  - iv. The petitioner shall appear before the Station House Officer concerned once in a week, i.e., on every Saturday between 10:00 a.m. and 5:00 p.m., till completion of trial.
  - v. The petitioner shall not commit or indulge in any offence in future.
  - vi. The petitioner shall surrender his passport, if any, before the concerned Court. If he does not possess a passport, he shall file an affidavit to that effect.
8. In the event of violation of any of the above conditions, the prosecution is at liberty to seek cancellation of bail.
9. It is made clear that the observations made in this order are only for the purpose of deciding this bail application and shall not be construed as an expression of opinion on the merits of the case.

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SD/- N.NAGAMMA  
ASSISTANT REGISTRAR  
SECTION OFFICER

**To,**

1. The I Additional District & Sessions Judge-Special Judge for Trial of Offences under NDPS Act, Visakhapatnam
2. The superintendent, Central Prison, Visakhapatnam
3. The Station House officer, Prohibition & Excise, Narsipatnam Police Station, Visakhapatnam District
4. One CC to SRI. GOLLAPALLI MAHESWARA RAO Advocate [OPUC]
5. Two CCs to PUBLIC PROSECUTOR, High Court of A.P.[OUT]
6. One spare copy

HIGH COURT

DR.VJP,J

DATED:04/05/2026

BAIL ORDER

CRLP.No.3440 of 2026

ALLOWED

