

[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: 3823 OF 2026



Between:

1. Burudcngi Chanti babu Alias Buradangi Chantibabu Alias Sentibabu, S/o Nadapanna, Aged about 33 years, R/o Kothavuru village, Dooliputtu Panchayath, Chitrakonda Mandal, Malkangiri district, Odisha state.

Petitioner/Accused

AND

1. The State of Andhra Pradesh, Rep. By its Public Prosecutor, High Court of A.P., Amaravati, Through Station House Officer, Golugonda Police Station.

Respondent/Complainant

Petition under Section 437 & 439 of Cr.P.C(old act) under sections 480 & 483 of BNSS, 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/ A.1 on Regular Bail in connection with Crime No.158/2023, on the file of Golugonda Police Station, Ankapalli district, dated 25-11-2023

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of Sri SRAVAN KUMAR NAIDANA Advocate for the Petitioner, PUBLIC PROSECUTOR for the Respondent and the Court made the following.

ORDER

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA**CRIMINAL PETITION NO: 3823/2026****ORDER:**

This Criminal Petition, under Sections 480 and 483 of the BNSS, has been filed by the petitioner herein/Accused No.1, seeking regular bail, in Crime No. 158 of 2023, on the file of the Golugonda Police Station, Anakapalli District, registered for the offences punishable under Sections 20(b)(ii)(B), 25 r/w 8(C) of Narcotic Drugs and Psychotropic Substances Act (for short "NDPS Act").

2. As per the case of the prosecution, on 25.11.2023, this petitioner supplied 4.25 Kgs of ganja to A4 and A5 who were caught red-handed while they were carrying the said ganja.
3. Heard Sri Sravan Kumar Naidana, learned counsel for the petitioner and Mr.P.Somayaji, learned Additional Public Prosecutor representing on behalf of the State.
4. Learned counsel for the petitioner would submit that the petitioner has been falsely implicated in this crime and that he is in no way connected with the commission of the offence. The petitioner has been in judicial custody since 13.03.2026. The contraband involved in the present crime is 4.25 Kgs of Ganja, which is a non-commercial quantity. It is further submitted that the petitioner was arrayed as accused basing on the confession statement of the co-accused. No contraband is seized from the possession of the petitioner. Learned counsel would further submit that the crime is of the year 2023 and

the petitioner was produced before the Court on execution of P.T. Warrant. Learned counsel further submits that the petitioner undertakes to strictly adhere to any conditions that may be imposed by this Court.

5. Learned Additional Public Prosecutor representing on behalf of the State vehemently opposed the petition and contended that the investigation has not yet completed and the contraband involved in the present case is 4.5 Kgs of Ganja. He would further submit that basing on the confession statement of the co-accused, the petitioner was shown as accused in this matter. He finally prays for dismissal of the petition.

6. Considering the submissions and upon keen perusal of the material placed on record and in the light of the facts and circumstances of the case, that the petitioner has been in judicial custody since 13.03.2026, the fact that the contraband involved in the present crime is only 4.25 Kgs of Ganja, this Court is inclined to enlarge the petitioner/accused No.1 on bail with the following conditions;

- i. The petitioner/accused No.1 shall execute 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 Magistrate Court, Visakhapatnam.
- ii. The petitioner/accused No.1 shall appear before the Investigating Officer as and when required and shall cooperate with further investigation, if any.

- iii. The petitioner/accused No.1 shall not directly or indirectly tamper with evidence nor influence, intimidate, or induce any prosecution witness.
 - iv. The petitioner/accused No.1 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 further orders.
 - v. The petitioner/accused No.1 shall not commit or indulge in commission of any offence in future.
 - vi. The petitioner/accused No.1 shall surrender his passport, if any, to the concerned Court. If he claims that he does not have a passport, he shall submit an affidavit to that effect to the concerned Court.
7. In the event of violation of any of the above conditions, the prosecution shall be at liberty to seek cancellation of bail.
8. It is also made clear that the observations made in this order are only for the purpose of deciding the bail application and they shall not be construed as opinion on the merits of the Crime.
9. Accordingly, this Criminal Petition is allowed.

As a sequel thereto, the miscellaneous applications, if any, pending in this Criminal Petition shall stand closed.

//TRUE COPY/

SD/- Y.SRINIVASU
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 of Central Jail, Visakhapatnam District.
 3. The Station House Officer, Golugonda Police Station, Anakapalli District.(1-3 by RPAD)
 4. One CC to SRI. SRAVAN KUMAR NAIDANA Advocate [OPUC]
 5. Two CCs to PUBLIC PROSECUTOR, High Court of Andhra Pradesh [OPUC]
 6. **One spare copy**
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HIGH COURT

DR.VJP, J

DATED:04/05/2026

BAIL

CRLP.No.3823 of 2026

ALLOWED

