

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

THURSDAY, THE FOURTH DAY OF JUNE

TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE A. HARI HARANADHA SARMA

CRIMINAL PETITION NO: 4598 OF 2026

Between:

Ayodhya Siva Kumar Alias Siva, S/o. A. Venkataramaiah, Aged about 32 years, Occupation Agricultural collie, R/o. Thadikalachenupalli Village, Kotakadapalli, Yerravaripalem Mandal, now near ramalayam.Subhash Nagar, Tirupathi town, A.P - 517914.

Petitioner/Accused No.5

AND

The State of Andhra Pradesh, Rep by SHO of Piler Urban Police Station, Chittoor District, Rep by Public Prosecutor, High Court of Andhra Pradesh, Amaravati.

Respondent/Complainant

Petition under Section 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/release the Petitioner herein/Accused No. 5 on bail pending enquiry and trial in connection with Crime No. 489 of 2021 dated 04.08.2021, registered on the file of Piler Urban Police Station, Piler.

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

ORDER

THE HONOURABLE SRI JUSTICE A. HARI HARANADHA SARMA**CRIMINAL PETITION No.4598 of 2026****ORDER:**

1. The Criminal Petition under Sections 480 and 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for brevity 'the BNSS'), for grant of regular bail. The petitioner herein is arrayed as accused No.5 in Crime No.489 of 2021 of Piler Urban Police Station, Chittoor District with the allegations of committing the offences under Sections 447, 379 r/w 34 of IPC, Section 20(1)(d)(i)(a) r/w Section 20(1)(c)(ii), (iii), (iv), (ix), (x), Section 36(a) r/w Section 32A of the A.P.Forest (Amendment) Act, 2016, Section 55(2) r/w 3, 4 and 6 of Bio-Diversity Act, 2002, while claiming that petitioner is innocent and there is no basis except the confession of the other accused.

2. The petitioner prays for a direction to release him on regular bail.

3. Heard both sides.

4. Point for determination:

Whether the petitioner/accused No.5 is entitled for grant of regular bail in terms of Section 480 & 483 of BNSS? If so, on what terms?

Point:

5. This case pertains to the smuggling of red sanders, and the quantity allegedly involved is 88.5 kg (06 red sander logs). The offence is stated to have

been committed in the year 2021. The accused was arrested on 25.04.2026. The other accused are stated to have been arrested and subsequently enlarged on bail. The charge sheet has also been filed, and a copy of the same is enclosed with the petition.

6. Upon considering the facts and circumstances of the case, as well as the submissions made, I am of the view that keeping the petitioner in custody for an indefinite period would serve no useful purpose. However, the petitioner may be granted bail subject to the imposition of reasonable conditions.

7. In the result, the Criminal Petition is allowed with the following stringent conditions:

i. The Petitioner/Accused No. 5 shall be enlarged on bail subject to his executing a bond for a sum of Rs.50,000/- (Rupees Fifty Thousand only), with two sureties for a like sum each, to the satisfaction of the learned Special Judicial Magistrate of First Class for Trial of Cases Relating to Red Sanders Smuggling, Tirupati.

ii. The Petitioner/Accused No. 5 shall ^{fulfill} ~~surrender~~ his passport, if any, before the concerned Police Station. The police are at liberty to take appropriate steps to ensure that the petitioner does not leave the country without prior permission of the Court.

iii. The Petitioner/Accused No. 5 shall be available for trial. He shall furnish the details of his permanent residential address, as well as those of

his sureties, to the concerned police within 15 days from the date of his release. In the event of any change in his residential address, he shall promptly intimate the same to the concerned police from time to time.

As a sequel, Miscellaneous petitions, if any pending, shall stand closed.

//TRUE COPY//

SD/- K. KASIRAO ACHARI
ASSISTANT REGISTRAR


SECTION OFFICER

To,

1. The Special Judicial Magistrate of First Class trial of cases relating to Red Sanders Smuggling, Tirupati.
2. The Superintendent, Sub Jail, Tirupathi.
3. The Station House Officer Piler Urban Police Station, Chittor District.
4. One CC to SRI V NITESH Advocate [OPUC]
5. Two CCs to PUBLIC PROSECUTOR, High Court of Andhra Pradesh [OUT]
6. **One spare copy**

HIGH COURT

AHHS,J

DATED:04/06/2026

BAIL ORDER

CRLP.No.4598 of 2026

ALLOWED

