



**IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI
(Special Original Jurisdiction)**

[3521]

MONDAY, THE EIGHTEENTH DAY OF AUGUST
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL PETITION NO: 8076/2025

Between:

KURAKU REDDY SURESH, SUBBARAYUDU, AGED ABOUT 25
YEARS, OCC DELIVERY BOY, R/O. DOOR NO.20/851, BALAJIPETA,
SANKARAPURAM KADAPA, YSR KADAPA DISTRICT.

...PETITIONER/ACCUSED

AND

THE STATE OF ANDHRA PRADESH, rep., by its Public Prosecutor, High
Court of Judicature at Amaravathi.

...RESPONDENT/COMPLAINANT

Counsel for the Petitioner/accused:

1. P V N KIRAN KUMAR

Counsel for the Respondent/complainant:

1. PUBLIC PROSECUTOR

The Court made the following ORDER:

The Criminal Petition has been filed under Sections 437 and 439 of the Code of Criminal Procedure, 1973 (for brevity 'the Cr.P.C.)/ Sections 480 and 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for brevity 'the BNSS'), seeking to enlarge the petitioner/Accused No.1 on bail in Crime No.130 of 2025 of Sidhout Police Station, YSR Kadapa District, registered against the petitioner/Accused No.1 herein for the offences punishable under Section 8(c) read with 20 (b) (ii) (B) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for brevity 'the NDPS Act').

2. The case of the prosecution is that on 05.07.2025 at 10.30 A.M., on receipt of information about illegal transportation and possession of ganja, the Inspector of Police, Vontimitta Police Station, reached the scene of offence i.e. near National Highway, Bhakarapeta Village and apprehended the petitioner herein while he was in possession of 1200 grams of ganja. The police seized the ganja under the cover of a mediatorsnama and registered an FIR. During the investigation, the accused was apprehended and remanded to judicial custody on 05.07.2025.

3. Mr.P.Nagendra Reddy, the learned counsel for the petitioner contends that the petitioner is innocent of the alleged offence and has been falsely implicated by the police. It is further submitted that the petitioner is permanent resident of YSR Kadapa District of Andhra Pradesh and undertakes to strictly

adhere to any conditions that may be imposed by this Court. Learned counsel further submits that the petitioner was arrested on 05.07.2025 for allegedly indulged in 1.2 Kgs of ganja transportation and possession and it is urged to enlarge the petitioner/Accused on bail.

4. *Per contra*, Ms.P.Akhila Naidu, the learned Assistant Public Prosecutor submits that some more material witnesses have to be examined. She further submits that the petitioner herein is also involved in similar nature of offence, and it is urged to dismiss the bail application.

5. Heard the learned counsel for the petitioner and the learned Assistant Public Prosecutor. Perused the record.

6. As seen from the record, the petitioner was allegedly indulged in possession and transportation of 1.2 Kgs of ganja which is below commercial quantity. The petitioner was arrested on 05.07.2025 and he has been in judicial custody for the past 43 days. Although the learned Assistant Public Prosecutor submits that there is an adverse antecedent against the petitioner vide a case in Crime no.130 of 2025 of Sidhout Police Station, that itself is not a ground to deny the request of the petitioner for enlargement of bail. The petitioner is permanent resident of Sankarapuram of YSR Kadapa District. Material portion of the investigation is completed. Hence, the petitioner may not have any chance to hamper the investigation and to threaten the witnesses as all they are official witnesses.

7. Considering the nature and gravity of the offence and the allegation levelled against the petitioner and progress of the investigation, this Court is inclined to enlarge the petitioner on bail with the following stringent conditions:

- i. The petitioner/Accused No.1 shall be enlarged on bail subject to he executing a personal bond for a sum of Rs.10,000/- (Rupees Ten thousand only), with two sureties for the like sum each to the satisfaction of the learned Judicial Magistrate of First Class, Sidhout.
- ii. The petitioner/Accused No.1 shall appear before the Sidhout Police Station, YSR Kadapa District on every Saturday in between 10:00 am and 05:00 pm, till cognizance is taken by the learned the Trial Court.
- iii. The petitioner/Accused No.1 shall not leave the limits of the District without prior permission from the Station House Officer concerned.
- iv. The petitioner/Accused No.1 shall not commit or indulge in commission of any offence in future.
- v. The petitioner/Accused No.1 shall cooperate with the investigating officer in further investigation of the case and shall make himself available for interrogation by the investigating officer as and when required.
- vi. The petitioner/Accused No.1 shall not, directly or indirectly, make any inducement, threat or promise to any person

acquainted with the facts of the case so as to dissuade him/her from disclosing such facts to the court or to any police officer.

vii. The petitioner/Accused No.1 shall surrender his passport, if any, to the investigating officer. If he claims that he does not have a passport, he shall submit an affidavit to that effect to the Investigating Officer.

8. Accordingly, the Criminal Petition is allowed.

DR. Y. LAKSHMANA RAO, J

Date: 18.08.2025
KA

Furnish Copy by today.

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL PETITION NO: 8076/2025

Date: 18.08.2025

KA

Furnish Copy by today.