

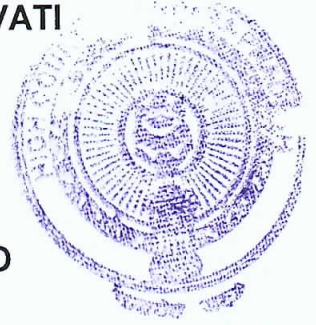
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

THURSDAY, THE NINTH DAY OF OCTOBER,

TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO



CRIMINAL PETITION NO: 10128 OF 2025

Between:

Vanjuvanjula Nagaraju, S/o. Late Dharma Raju, aged about 33 years, R/o. Sagaram Village, V. Madugula Mandal, Anakapalli District, A.P.

...Petitioner/Accused No.1

AND

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

...Respondent

Petition under Sections 480 & 483 of BNSS, 2023 (under sections 437 and 439 of Cr.P.C., 1973), 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.1 on bail pending disposal of Crime No. 621/2020 of V. Madugula P.S., now Anakapalli District.

Counsel for the Petitioner : Sri Gollapalli Maheswara Rao

Counsel for the Respondent : Ms.Akhila Naidu,

Assistant Public Prosecutor

The Court made the following

APHC010517952025



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

[3521]

THURSDAY, THE NINTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL PETITION NO: 10128/2025

Between:

VANJUVANJULA NAGARAJU, S/O. LATE DHARMA RAJU, AGED
ABOUT 33 YEARS, R/O. SAGARAM VILLAGE, V. MADUGULA MANDAL,
ANAKAPALLI DISTRICT, A.P.

...PETITIONER/ACCUSED

AND

THE STATE OF ANDHRA PRADESH, Rep by its Public Prosecutor, High
Court of Andhra Pradesh.

...RESPONDENT/COMPLAINANT

Counsel for the Petitioner/accused:

GOLLAPALLI MAHESWARA RAO

Counsel for the Respondent/complainant:

PUBLIC PROSECUTOR

The Court made the following:

ORDER:

The Criminal Petition has been filed under 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.621 of 2020 of

V.Madugula Police Station, Visakhapatnam District, was registered against the Petitioner/Accused No.1 herein for the offences punishable under Section 20(b)(ii)(C) read with 8 (c) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for brevity 'the NDPS Act').

CASE OF THE PROSECUTION:

2. The case of the prosecution is that on 12.12.2020, on receipt of credible information regarding the illegal possession and transportation of ganja, the Sub-Inspector of Police, V. Madugula Police Station, along with his staff and mediators, rushed to D. Suravaram Junction and conducted vehicle checking. The police noticed a car coming from the Paderu side, and on seeing the police, the driver stopped, turned the car around, and fled from the spot. The police searched the car and seized 160 kgs of ganja under the cover of a mediator's report.

CONTENTIONS OF THE COUNSEL FOR THE PETITIONER:

3. Sri G.Maheswara Rao, learned Counsel for the Petitioner submits that the Petitioner is innocent of the alleged offence and he has been falsely implicated in the alleged offence, without any cogent evidence linking him to the commission of the crime. It is contended that the Petitioner is the sole breadwinner of his family and his arrest would cause undue hardship and

prejudice to his dependents. The Petitioner undertakes to abide by any condition that this Court may impose while granting bail to the Petitioner.

4. It is further submitted that the Petitioner has a permanent place of residence and there is no likelihood of his absconding or evading the process of law. The Petitioner has cooperated with the investigation thus far and assures continued cooperation in future proceedings. It is also urged that the allegations are of a nature that do not warrant further custodial detention, and if any condition is imposed while granting the bail, Petitioner would not violate it; and it is urged to allow the Petition.

ARGUMENTS OF THE STATE:

5. *Per contra*, Ms.P.Akhila Naidu, learned Assistant Public Prosecutor strenuously opposed to grant of bail and prosecution further apprehend that the Petitioner, if released, may influence or intimidate witnesses, thereby obstructing the course of justice. It is also urged that there exists a real and imminent risk of the Petitioner absconding and evading the due process of law. Given the gravity of the allegations and the potential threat to the progress of the investigation, it is submitted that the Petitioner does not deserve the discretionary relief of bail and it is urged to dismiss the bail petition.

6. Thoughtful consideration is bestowed on the arguments advanced by the learned Counsel for both sides. I have perused the entire record.



POINT FOR CONSIDERATION:

7. In the light of the case of the prosecution and the contentions of the learned Counsel for both the sides, now the point for consideration is:

“Whether the Petitioner is entitled for grant of bail?”

ANALYSIS:

8. As seen from the record, the allegation against the petitioner/Accused No.1 is that he was allegedly indulged in dealing with 160.00 kgs of ganja, which is a commercial quantity. The petitioner's role came to light based on the confession of the other accused. The offence took place on 12.12.2020. The petitioner was arrested on execution of a P.T. warrant on 29.05.2025 and has been in judicial custody for the past 134 days. After completion of the investigation, the charge sheet was filed and numbered as N.S.C. No.404 of 2025, which is pending trial.

9. Considering the period of detention undergone by the Petitioner/Accused No.1, the nature and gravity of allegations levelled against the Petitioner, and his alleged role played in the case, this Court is inclined to enlarge the Petitioner/accused No.1 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.50,000/- (Rupees Fifty Thousand only), with two sureties each for the like sum each to the satisfaction of the learned I Additional District & Session Judge-Special Judge for Trial of Offences under NDPS Act, Visakhapatnam.

ii. The petitioner/Accused No.1 shall appear before the learned Trial Court on each and every adjournment.

iii. The petitioner/Accused No.1 shall not leave the limits of the State of Andhra Pradesh without prior permission from the learned Trial Court 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 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.

10. Accordingly, the Criminal Petition is allowed.

SD/- T. SRINIVASA RAO
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The I Additional District and Sessions Judge-Special Judge for Trial of Offences under NDPS Act, Visakhapatnam.
2. The Station House Officer, V.Madugula Police Station, Visakhapatnam District.
3. The Superintendent, Central Prison, Visakhapatnam.
4. One CC to Sri Gollapalli Maheswara Rao, Advocate [OPUC]
5. Two CCs Public Prosecutor, A.P. High Court, Amaravati [OUT]
6. **One spare copy**

HIGH COURT

Dr.YLR,J

DATED:09/10/2025

ORDER

CRLP.No.10128 of 2025

ALLOWED

