APHC010463752026

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI **[3521]**
(Special Original Jurisdiction)

WEDNESDAY, THE 28th DAY OF OCTOBER 2026

PRESENT

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL PETITION NO: 7745/2026

Between:

ALUGU SANGAIYA, S/O. M. ALUGU, AGED ABOUT 44 YEARS,R/O. D.NO.1-62, ANNA INDIRA NAGAR, 3RD STREET,RED HILLS, TIRUVALLUR, TAMIL NADU STATE.

...PETITIONER/ACCUSED

AND

THE STATE OF ANDHRA PRADESH, Station House Officer,Gannavaram Urban Police Station,Krishna District,Rep. by the Public Prosecutor,High Court of Andhra Pradesh, Amaravati.

...RESPONDENT/COMPLAINANT

Counsel for the Petitioner/accused:

BHOOMA MAHARSHI REDDY

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.124 of 2026 of Gannavaram Urban Police Station, Krishna District, registered for the alleged offences punishable under Sections 8(c) read with 20(b)(ii)(C) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for brevity 'the NDPS Act').

2. Mr. Bhooma Maharshi Reddy, the learned Counsel for the Petitioner submits that the Petitioner is innocent of the alleged offence. He has been falsely implicated by the police. It is further submitted that the Petitioner is the sole earning member of the family and, therefore, his incarceration would cause undue hardship to his dependents. He is a law-abiding citizen. The Petitioner undertakes to strictly adhere to any conditions that may be imposed by this Court. Hence, it is urged to allow the Petition.

3. *Per contra*, Mr.A.Sai Rohith, the learned Assistant Public Prosecutor vehemently opposed the grant of bail to the Petitioner, submitting that the investigation is still underway and several material witnesses remain to be examined. It is contended that if the Petitioner is released on bail at this stage, there is a strong likelihood that he may abscond, thereby hampering the ongoing investigation and evading the process of law and urged to dismiss the Petition.

4. Heard the learned counsel for the Petitioner and the learned Assistant Public Prosecutor. Perused the record.

5. On perusal of the record, this is the second bail application filed by the petitioner. This Court dismissed the first bail application in Crl.P.No.6138 of 2026 on 30.07.2026. The petitioner is arraigned as Accused No.1. Even after completion of 180 days of judicial custody, the charge sheet has not been filed. No application has been filed seeking extension of the remand of the petitioner beyond 180 days. The petitioner has been in judicial custody for the past 189 days pursuant to his arrest on 22.04.2026. There is one similar adverse antecedent reported against the petitioner.

6. The petitioner is a permanent resident of Tamil Nadu State and has got fixed abode. If the petitioner is enlarged on bail subject to stringent conditions, there is no likelihood of his absconding, threatening the witnesses, tampering with the evidence or hampering the further course of investigation.

7. Having regard to the facts and circumstances of the case, the nature and gravity of the allegations levelled against the petitioner, the period of incarceration undergone by him and the stage of investigation, this Court is inclined to enlarge the Petitioner/Accused No.1 on bail, subject to certain stringent conditions.

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

i. The Petitioner/Accused No.1 shall be enlarged on bail subject to his executing a bond for a sum of

Rs.1,00,000/- (Rupees One lakh only) with two sureties for the like sum each to the satisfaction of the learned XII Additional Judicial First Class Magistrate, Gannavaram.

ii. The Petitioner/Accused No.1 shall appear before the Station House Officer concerned, on every Saturday in between 10:00 am and 05:00 pm, till filing of the charge sheet.

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 while on bail.

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.

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

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DR. Y. LAKSHMANA RAO, J

Date: 28.10.2026
RSI

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

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