APHC010481822026

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

TUESDAY, THE 24th DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL PETITION NO: 8121/2026

Between:

SURESH C, S/O. CHINNATHAMBI CHINNASAMI, AGED ABOUT 42 YEARS,R/O. D.NO.3/5, KALLARAY SALAI ROAD, SHENOY NAGAR,AMINJIKARAI POST AND CITY, CHENNAI, TAMIL NADU STATE.

...PETITIONER/ACCUSED

AND

THE STATE OF ANDHRA PRADESH, REP BY ITS PUBLIC PROSECUTOR,HIGH COURT OF ANDHRA PRADESH AT AMARAVATI.

...RESPONDENT/COMPLAINANT

Counsel for the Petitioner/accused:

JESHTADI SUNIL KUMAR

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.2 on bail in connection with Crime No.12 of 2026 of Koyyuru Police Station, ASR District, registered for the alleged offences punishable under Section 111(2)(b) of the Bharatiya Nyaya Sanhita, 2023 (for brevity 'the BNS') and Section 20(b)(ii)(C), 25 read with 8(c) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for brevity 'the NDPS Act').

2. Mr.Jeshtadi Sunil Kumar, 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, the learned counsel prays to allow the petition.

3. *Per contra*, Mr.A.Sai Rohit, the learned Assistant Public Prosecutor vehemently opposed the grant of bail to the petitioner and submitted that, though the charge sheet has already been filed, the accusations against the petitioner are well founded. Hence, he prayed that the Criminal Petition be dismissed.

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

5. As seen from the record, the petitioner is arraigned as Accused No.2. As per the allegations of the prosecution, the petitioner is the owner of the vehicle in which 182.00 Kgs. of ganja was allegedly transported. The seized contraband is a commercial quantity. There are no similar previous adverse antecedents reported against the petitioner. The petitioner was arrested on 07.05.2026 and has been in judicial custody for the past 201 days. After thorough investigation, the charge sheet was filed well within the statutory period of 180 days, i.e., on 11.08.2026, and the same was numbered as N.S.C. No.430 of 2026. The petitioner was arrested based on the confession of Accused No.1 and was not arrested at the spot. The petitioner is a permanent resident of the State of Tamil Nadu and has a fixed place of abode.

6. Having regard to the facts and circumstances of the case, the nature and gravity of the allegations levelled against the petitioner, and the period of incarceration undergone by him, this Court is inclined to enlarge the petitioner/Accused No.2 on bail, subject to certain stringent conditions.

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

i. The petitioner/Accused No.2 shall be enlarged on bail subject to his executing a bond for a sum of Rs.5,00,000/-(Rupees Five Lakhs only) with two sureties

for the like sum each to the satisfaction of the learned Judicial First Class Magistrate, Chinthapalli.

ii. The petitioner/Accused No.2 shall appear before the learned Trial Court on each and every adjournment without fail.

iii. The petitioner/Accused No.2 shall not leave the limits of the District without prior permission from the learned Trial Court concerned.

iv. The petitioner/Accused No.2 shall not commit or indulge in commission of any offence while on bail.

v. The petitioner/Accused No.2 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.

vi. The petitioner/Accused No.2 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: 24.11.2026
RSI

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL PETITION NO: 8121 of 2026

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RSI