APHC010517712026

IN THE HIGH COURT OF ANDHRA PRADESH

AT AMARAVATI

WEDNESDAY, THE 7th DAY OF OCTOBER 2026

PRESENT

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL PETITION NO: 8696 OF 2026

Between:

Anugrah T C, S/o. M.K. Sudhakaran, aged about 23 years, R/o. Chenandy House, Moolakkari Village, Koodali Post, Chakkarakkal P.S., Kannur District, Kerala State.

...Petitioner/Accused No.1

AND

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

...Respondent

Petition **under Sections 480 & 483 of BNSS (Old Sections 437 & 439 of Cr.P.C), is filed** praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court enlarge the Petitioner/Accused No.1 on bail pending disposal of Crime No.47/2026 of Government Railway Police Station, Vizianagaram.

The Petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of SRI KOLLI USHA KIRANMAYEE Counsel for the Petitioner, PUBLIC PROSECUTOR Counsel for the Respondent and the Court made the following.

ORDER:

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.47 of 2026 of Vizianagaram Police Station, GRP Vijayawada District, registered for the alleged 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').

2. Ms.K.Usha Kiranmayee, 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, the Petitioner/Accused No.1 was apprehended on 06.04.2026 and has been in judicial custody for the past 184 days. The allegation against the Petitioner/Accused No.1 is that he was indulged in dealing with 22.00 kgs of Ganja. The seized contraband is of commercial quantity. There are no similar adverse antecedents against the Petitioner/Accused No.1. No application has been filed seeking for extension of remand of the petitioner beyond 180 days. However, the charge sheet has not yet been filed even after expiry of the statutory period of 180 days.

6. The petitioner is a permanent resident of Kannur District, Kerala 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 VI Additional Judicial Magistrate of First Class for Railways, Visakhapatnam.

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.

SD/- U.SRIDEVI
DEPUTY REGISTRAR

SECTION OFFICER

//TRUE COPY//

To,

1. The VI Addl. Judicial Magistrate of First Class for Rallilways, Visakhapatnam, Visakhapatnam District.
2. The Superintendent, Central Jail, Visakhapatnam, Visakhapatnam District.
3. The Government Railway Police Station, Vizianagaram.
4. One CC to SRI. KOLLI USHA KIRANMAYEE Advocate [OPUC]
5. Two CC's to Public Prosecutor, High Court of AP at Amaravati. [OUT].
6. One spare copy.

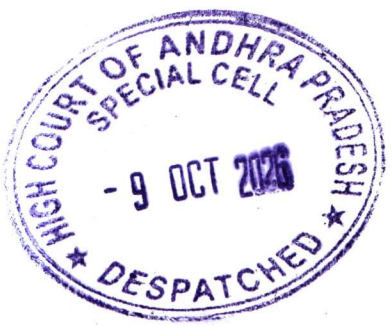
HIGH COURT

DR.YLR,J

DATED: 07/10/2026

ORDER

CRLP NO. 8696 OF 2026



ALLOWED