APHC010546472026

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

TUESDAY, THE 27th DAY OF OCTOBER 2026

PRESENT

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL PETITION NO: 9138/2026

Between:

1. NARGANI SRINU ALIAS BANGARU SRINU, S/O BANGARAYYA, AGED ABOUT 43 YEARS,R/O RAGHUNADHAPURAM VILLAGE,RAJANAGARAM MANDALAM,EAST GODAVARI DISTRICT.

...PETITIONER/ACCUSED

AND

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

...RESPONDENT/COMPLAINANT

Counsel for the Petitioner/accused:

1. B PARAMESEWARA RAO

Counsel for the Respondent/complainant:

1. PUBLIC PROSECUTOR

The Court made the following:

ORDER:

The Criminal Petition has been filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for brevity 'the BNSS') by the Petitioner/Accused No.3 for granting of pre-arrest bail in connection with Crime No.174 of 2026 of Prohitbition & Excise Station, Rajamahendravaram

(North), East Godavari District, registered for the alleged offences punishable under Sections 7-B read with 8-B of the A.P.Prohibition Act, 1995.

2. Mr. B. Parameswara Rao, learned counsel for the petitioner, submits that there are no specific overt acts attributable to the petitioner and that the petitioner is innocent of the alleged offence and he has been falsely implicated by the police. It is further submitted that the petitioner is the sole earning member of his family, and, therefore, if he is incarcerated, it would cause undue hardship to his dependants. He is a law-abiding citizen. Hence, it is urged to grant pre-arrest bail to the petitioner.

3. *Per contra*, Mr.A.Sai Rohit, learned Assistant Public Prosecutor, vehemently opposed the grant of pre-arrest bail to the petitioner and submits that the investigation is not yet completed and that there are specific overt acts attributable on the part of the petitioner. If the petitioner is enlarged on pre-arrest bail, he may not cooperate with the Investigating Officer and may evade the process of law. Therefore, he prays that the petition be dismissed.

4. Thoughtful consideration is bestowed on the arguments of the learned counsel for the petitioner and the learned Assistant Public Prosecutor. Perused the record.

5. As seen from the record, there are specific overt-acts attributed to the petitioner as it is alleged that he was indulged in dealing with 06 liters of I.D.Liquor in 2 polythene covers and that there are four similar adverse antecedents reported against the petitioners vide Cr.Nos.190 of 2020, 102, 107 & 248 of 2025. In view of the aforesaid specific overt acts attributed to the petitioner, this Court is not inclined to grant pre-arrest bail to the petitioner, as it would amount to giving a shield, or protection or license to the petitioner who has allegedly dealt with 6 liters of I.D. Liquor, as per the judgments of the Hon'ble Apex Court in **Gurbaksh Singh Sibbia v. State of Punjab**[1] and **Sushila Aggarwal v. State of (NCT of Delhi)**[2]. Having regard to the facts and circumstances of the case, this Court is not inclined to grant any relief to the petitioner herein as there are no merits.

6. In the result, the Criminal Petition is dismissed.

As a sequel, Miscellaneous petitions, if any pending, shall stand closed.

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DR. Y. LAKSHMANA RAO, J

Date: 27.10.2026
SSA/EV

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[1] **(1980) 2 SCC 565**
[2] **(2020) 5 SCC 1**

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