APHC010551362026

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: 9209/2026

Between:

AVULA CHANDU, S/O AVULA SRINU, AGE 25 YEARS, OCC PVT.WROK, R/O D.NO.1-120/4, DRIVERS COLONY,GOKAVARAM VILLAGE MANDAL,EAST GODAVARI DISTRICT, ANDHRA PRADESH.

...PETITIONER/ACCUSED

AND

THE STATE OF ANDHRA PRADESH, Rep. By its Public Prosecutor, High Court ofAndhra Pradesh, at High Court Buildings at Amaravarthi, Guntur District,State of Andhra Pradesh.

...RESPONDENT/COMPLAINANT

Counsel for the Petitioner/accused:

SESHAGIRIRAO YALAMANCHILI

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.8 on bail in Crime No.227 of 2025 of Korukonda Police Station, East Godavari District, registered against the Petitioner/Accused No.8 herein for the offences punishable under Sections 8(c) read with 20(b)(ii)(B) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for brevity 'the NDPS Act').

2. Sri Seshagiri Raoyalamanchili, 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. As seen from the record, the allegation against the petitioner/Accused No.8 is that he was indulged in dealing with 18.00 kg of ganja. The seized contraband is not a commercial quantity. The petitioner was arrested on 10.09.2026 and has been in judicial custody for the past 47 days. There are no similar adverse criminal antecedents reported against the petitioner. The petitioner is a permanent resident of East Godavari District and has a fixed abode. So far, five witnesses have been examined, all of whom are official witnesses. The petitioner may not venture to threaten the official witnesses, tamper with the evidence, or hamper the investigation if he is enlarged on bail with some stringent conditions. Accused Nos.1 to 7 have already been enlarged on bail by this Court. The present petitioner/Accused No.8 also stands on a similar footing.

6. Considering the facts and circumstances of the case, the nature and gravity of allegations levelled against the Petitioner/Accused No.8, this Court is inclined to enlarge the Petitioner/Accused No.8 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.8 shall be enlarged on bail subject to his executing bond for a sum of Rs.10,000/- (Rupees Ten Thousand only), with two sureties each for the like sum to the satisfaction of the learned I Additional Judicial First Class Magistrate, Rajamahendravaram.

ii. The Petitioner/Accused No.8 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.8 shall not leave the limits of the limits of the Andhra Pradesh without prior permission from the Station House Officer concerned.

iv. The Petitioner/Accused No.8 shall not commit or indulge in commission of any offence in future.

v. The Petitioner/Accused No.8 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.8 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.

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DR. Y. LAKSHMANA RAO, J

Date: 27.10.2026
RSI

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL PETITION NO:9209 of 2026

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