APHC010585842026

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

MONDAY, THE 16th DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL PETITION NO: 9868/2026

Between:

1. VANTHALA APPARAO, S/O SURIBABU, AGE 37 YEARS, ALAMAGUNDAMVILLAGE, SEEKARI PANCHAYAT, PEDABAYALU MANDAL, ASR DISTRICT- 531040

...PETITIONER/ACCUSED No.1

AND

1. THE STATE OF ANDHRA PRADESH, THROUGH STATION HOUSE OFFICE KOYYURU POLICE STATION, ASR DISTRICT, REPRESENTED BY ITS PUBLIC PROSECUTOR HIGH COURT OF ANDHRA PRADESH, AMARAVATHI

...RESPONDENT/COMPLAINANT

Counsel for the Petitioner/accused:

1. MOHAMMED REHANA

Counsel for the Respondent/complainant:

1. PUBLIC PROSECUTOR

The Court made the following:

ORDER:

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.12 of 2026 of Koyyuru Police Station, Alluri Sitharama Raju District, registered for the alleged offences punishable under Sections 111(2)(b) of the Bharatiya Nyaya Sanhita, 2023 (for brevity, 'the BNS') and Sections 20(b)(ii)(C), 25 read with 8(c) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for brevity 'the NDPS Act').

2. Ms. Mohammed Rehana, the learned counsel for the Petitioner, submits 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 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 Criminal Petition.

3. *Per contra*, Mr.A.Sai Rohith, 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, urged to dismiss the Criminal 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 Petitioner is arrayed as Accused No.1 in this case. The Petitioner was arrested on 07.05.2026 and has been in judicial custody for the past 193 days. It is alleged that he had procured 180 kgs of ganja. The role of the Petitioner came to light based on the confessional statements of Accused Nos.3 & 4. Accused No.2 is the owner of the vehicle involved in the offence. The Charge Sheet has already been filed well within the stipulated period of 180 days, i.e., on 31.08.2026, and the case has been numbered as N.S.C.No.430 of 2026. There are no similar adverse antecedents reported against the Petitioner.

6. The Petitioner is a permanent resident of Alluri Sitharama Raju District. He has got fixed abode. If the Petitioner is enlarged on bail, he would cooperate with the learned Trial Court for the expeditious disposal of the case.

7. Having regard to the facts and circumstances of the case, the nature and gravity of the allegations levelled against the Petitioner/Accused No.1, and the evidence available against him, this Court is inclined to enlarge the Petitioner/Accused No.1 on bail with some 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.3,00,000/- (Rupees Three 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.1 shall appear before the learned Trial Court on each and every adjournment without fail.

iii. The Petitioner/Accused No.1 shall not indulge in any similar offence during the bail period.

iv. 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.

v. 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 an affidavit to that effect to the Investigating Officer.

vi. The Petitioner/Accused No.1 shall furnish his permanent and temporary address details to the Investigating Officer/Station House Officer concerned.

vii. The Petitioner/Accused No.1 shall not leave the jurisdiction of the learned Trial Court without obtaining the express permission of the learned Trial Court.

DR. Y. LAKSHMANA RAO, J

Date: 16.11.2026
PRA

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL PETITION NO: 9868 of 2026

Date: 16.11.2026
PRA