APHC010601782026

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

FRIDAY, THE 20th DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL PETITION NO: 10139/2026

Between:

GORLE AJAY KUMAR, ,S/O. SABARI MANI, AGED ABOUT 34 YEARS,R/O. D.N0.36-92-194/2, ASR NAGAR, BURMACAMP,KANCHARAPALEM, VISAKHAPATNAM CITY AND DISTRICT.

...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:

GOLLAPALLI MAHESWARA RAO

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 Crime No.335 of 2026 of Kancharapalem Police Station, Visakhapatnam District, registered against the Petitioner/Accused No.2 for the offence punishable under Sections 20(b)(ii)(B) read with 8(c) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for brevity 'the NDPS Act').

2. Mr.G.Maheswara Rao, learned counsel for the petitioner, submits that the petitioner is innocent of the alleged offences and has been falsely implicated in the present case. He has not committed any offence. He is a sole earning member of the family. He is a law-abiding citizen. He has got fixed abode. The petitioner undertakes to abide by any conditions that may be imposed by this Court while granting bail. Hence, learned counsel urges that the petition may be allowed.

3. *Per contra*, Mr. A.Sai Rohith, learned Assistant Public Prosecutor, vehemently opposes 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 likelihood of his absconding, thereby hampering the ongoing investigation and evading the process of law. In view of the foregoing

submissions, learned Assistant Public Prosecutor urges that the 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. The petitioner was arrested on 23.10.2026 and has been in judicial custody for the past 31 days only. The investigation is not yet completed, and so far, only four witnesses have been examined. There are six adverse antecedents reported against the petitioner, out of which two are under the provisions of the NDPS Act and another relates to an alleged murder. It is alleged that the petitioner was involved in dealing with 2.2 kgs of ganja, which is below the commercial quantity.

6. Having regard to the facts and circumstances of the case, the nature and gravity of the allegations levelled against the petitioner/Accused No.2 and in view of the pendency of the investigation, the request for enlarging the petitioner on bail is not found convincing and reasonable. Hence, this Court finds no merit in the Criminal Petition, and the same is liable to be dismissed.

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

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

DR. Y. LAKSHMANA RAO, J

Date: 20.11.2026
RSI

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THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL PETITION NO: 10139 of 2026

Date: 20.11.2026
RSI