APHC010607182026

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

TUESDAY, THE 24th DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL PETITION NO: 10231/2026

Between:

1. CHILLI RAMA KALYAN REDDY, ,S/O. ESWAR REDDY, AGED ABOUT 23 YEARS,R/O. D.NO.66-2-421/1, NEAR LIKHITHA THEATRE,SRIHARIPURAM, VISAKHAPATNAM CITY AND DISTRICT.
2. MOHAMMAD GALIB, ,S/O. AJMAT ALI, AGED ABOUT 26 YEARS,R/O. D.NO. 12-3-1, MASJID STREET, AZEEMABAD, GAJUWAKA,VISAKHAPATNAM CITY AND DISTRICT, A.P.

...PETITIONER/ACCUSED(S)

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(S):

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 Petitioners/Accused Nos.2 and 3 on bail in connection with Crime No.412 of 2026 of Gajuwaka Police Station, Visakhapatnam Commissionerate, registered for the alleged offences punishable under Sections 20(b)(ii)(B) read with 8(c), 27(B) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for brevity 'the NDPS Act').

2. Mr.G.Maheswara Rao, the learned Counsel for the Petitioners submits that the Petitioners are innocent of the alleged offence. They have been falsely implicated by the police. They are law-abiding citizens. They have not committed any offence. They are the sole earning members of the family. The petitioners undertake to strictly adhere to any conditions that may be imposed by this Court. Hence, the learned counsel prays to allow the petition.

3. *Per contra*, Mr.A.Sai Rohith, the learned Assistant Public Prosecutor vehemently opposed the grant of bail to the Petitioners, submitting that the investigation is still underway and several material witnesses remain to be examined. It is contended that if the Petitioners are released on bail at this stage, there is a strong likelihood that they 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 petitioners and the learned Assistant Public Prosecutor. Perused the record.

5. On perusal of the record, the petitioners are arraigned as Accused Nos.2 and 3. The petitioners were arrested on 14.10.2026 and have been in judicial custody for the past 41 days. There are no adverse antecedents reported against the petitioners. The allegation against the petitioners is that they were found in possession and transportation of 250 grams of liquid ganja, illegally and consciously. The seized contraband does not fall within the category of commercial quantity. So far, four witnesses have been examined, and a substantial portion of the investigation with regard to the alleged role played by the petitioners has been completed. No application has been filed seeking custodial interrogation of the petitioners.

6. The petitioners are the permanent residents of Visakhapatnam District and have got fixed abode. If the petitioners are enlarged on bail subject to stringent conditions, there is no likelihood of their 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 petitioners, and the period of incarceration undergone by them, this Court is inclined to enlarge the Petitioners/Accused Nos.2 and 3 on bail, subject to certain stringent conditions.

8. In the result, the Criminal Petition is allowed with the following stringent conditions:

i. The Petitioners/Accused Nos.2 and 3 shall be enlarged on bail subject to their executing a bond for a sum of Rs.1,00,000/- (Rupees One Lakh only) each with two sureties for the like sum each to the satisfaction of the learned XIII Additional District and Sessions Judge, Gajuwaka, Visakhapatnam District.

ii. The Petitioners/Accused Nos.2 and 3 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 Petitioners/Accused Nos.2 and 3 shall cooperate with the Investigating Officer in further investigation of the case and shall make themselves available for interrogation by the Investigating Officer as and when required.

iv. The Petitioners/Accused Nos.2 and 3 shall not leave the limits of the State of Andhra Pradesh without prior permission from the Station House Officer concerned.

v. The Petitioners/Accused Nos.2 and 3 shall not commit or indulge in commission of any offence while on bail.

vi. The Petitioners/Accused Nos.2 and 3 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 Petitioners/Accused Nos.2 and 3 shall surrender their passports, if any, to the Investigating Officer. If they claim that they do not have passports, they shall submit affidavits to that effect to the Investigating Officer.

_____

DR. Y. LAKSHMANA RAO, J

Date: 24.11.2026
RSI

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL PETITION NO: 10231 of 2026

Date: 24.11.2026
RSI