

Andhra Pradesh High Court - Amravati

Counsel For The vs Special Assistant Public ... on 18 May, 2023

HON'BLE SRI JUSTICE GANNAMANENI RAMAKRISHNA PRASAD

CRIMINAL PETITION No.3303 of 2023

ORDER:

Heard Sri Kakumanu Joji Amrutha Raju, Learned Counsel for the Petitioner/Accused No.3 and Learned Special Assistant Public Prosecutor for the Respondent- State.

2. This Criminal Petition, under Sections 437 and 439 of Cr.P.C., has been filed by the Petitioner/Accused No.3, seeking regular bail, in Crime No.59 of 2022 of Prakash Nagar Police Station, Rajamahendravaram Urban.

3. A case has been registered against the Petitioner and others for the offence punishable under Section 8(c) r/w 20

(b)(ii)(C) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'the NDPS Act').

4. Case of the prosecution, in brief, is that, on 21.2.2022 at 06.00 a.m., on credible information, the Inspector of Police, Prakash Nagar Police Station found Accused No.1 and 4 at V.L.Puram Raithu Bazar, Rajamahendravaram, in illegal possession and transportation of 13 bags of Ganja weighing 295 Kgs and 1.2 Kgs of Liquid Ganja in a Chevrolet Enjoy Car bearing No.AP 31 TF 3199 and Lorry bearing No.TN 52A 3508 along with motor cycle bearing No.AP 39 AD 8329. Accused Nos.1 and 4 confessed about the involvement of the Petitioner/Accused No.3 and another person.

5. Learned Counsel for the Petitioner submits that the Petitioner was arrested on 06.1.2023 and remanded to judicial custody. Learned Counsel submits that the petitioner was arrested basing on the confessional statement of Accused Nos.1 and 4 and that the major portion of the investigation is completed, except filing of the Charge Sheet.

6. Learned Assistant Public Prosecutor submits that the contraband seized is about 295 KGs of Dry Ganja besides 1.2 Kgs of Liquid Ganja and that the investigation is at the crucial stage.

7. Having regard to the facts and circumstances of the case, since there are specific accusation leveled against the Petitioner and that the Ganja seized is a commercial quantity, this Court is not inclined to grant bail to the Petitioner at this stage.

8. Accordingly, the Criminal Petition is dismissed.

G. RAMAKRISHNA PRASAD, J.

Date:18.5.2023 vasu