

HON'BLE SRI JUSTICE K. SREENIVASA REDDY

Criminal Petition No.7722 of 2022

Order:

This Criminal Petition, under Sections 437 and 439 Cr.P.C., has been filed by the petitioner/A1, seeking regular bail, in Crime No.125 of 2022 of Tuni Town Police Station, Kakinada district.

2. A case has been registered against the petitioner herein and others for the offence punishable under Section 8(c) read with 20(b)(ii)(C) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'NDPS Act').

3. Case of the prosecution, in brief, is that, on 06.08.2022 at about 06.00AM, on credible information, the Sub-Inspector of Police, Tuni Town Police Station along with his staff and mediators conducted raid at NH 16 Road, Seetharamapuram Center, Tuni town and arrested the petitioner/A1 while he was illegally transporting Ganja in Ashok Leyland Goods vehicle bearing registration No.KA 10 A 5207 and seized 620 KGs of Ganja from his possession under cover of a mediator's report. On interrogation, the petitioner/A1 confessed that he purchased the Ganja from accused No.2 and was transporting the same from Narsipatnam to Chennai.

4. Learned counsel for the petitioner submits that the petitioner is falsely implicated in the present crime. He further submits that the

entire investigation is completed except filing of the charge sheet and the petitioner has been in jail since 06.08.2022.

5. On the contrary, learned Assistant Public Prosecutor submits that the contraband that is seized from the petitioner/A1 is about 620 KGs of Ganja and that the investigation is not yet completed.

6. Heard. Perused the record.

7. Going by the remand report, specific accusation has been made as against the petitioner herein that 620 KGs of Ganja has been recovered from his possession. Since the investigation is still pending, the petitioner is not entitled to bail at this stage.

8. Accordingly, the Criminal Petition is dismissed. However, petitioner is at liberty to renew the application after investigation is completed.

9. As a sequel thereto, the miscellaneous petitions, if any, pending in this Criminal Petition, shall stand closed.

K. SREENIVASA REDDY, J.

Date:27.10.2022
Nsr

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