

Between N vs) on 19 July, 2023

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IN THE HIGH COURT OF ANDHRA PRADESH AT AIVARAVATHI\`'

WEDNESDAY, THE NINETEENTH DAY OF JULY

TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE K SURESH REDDY

CRIMINAL PETITION NO: 4783 OF 2023

Between n :

Kurmala Balasankar Gupta @ sankar, s/o. venkata satyanarayana, aged 45 years,
R/o. Padmanabhunipeta, Epurupalem, chirala Mandal, Prakasam District.

..Petitioner/Accused-21

AND

The State of Andhra Pradesh, Rep'. by I'ts Public Prosecutor I H'gh Court Buildings,
Amaravathi.

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...Respondent/complainant

petition under section 4.38 of Cr.P.C, is filed praying that in the
circumstances stated in the Memorandum of grounds filed in support of the criminal
petition, the High Court may be pleased to enlarge the petitioner/Accused-21 on bail
in the event of his arrest in FIR No.4 of 2020, dated 05-01-2020 on the file of
Krishnapatnam port police station, sri potti sri Ramulu Nellore District, Pending
Investigation in the interest of Justice.

The Petition coming on for hearing, upon perusing the petition and the
Memorandum of grounds filed in support thereof and made herein and upon hearing
the arguments of SRI RAJA REDDY KONETI Advocate for the petitioner, PUBLIC
PROSECUTOR, for the Respondent, The Court made the following

THE HON'BLE SRI JUSTICE K. SURESH REDDY
'CRIMINAL PETITION No. 4783 OF 2023

ORDER:

This petition is filed under Section 438 of the Code of Criminal Procedure, 1973, to enlarge the petitioner on bail in the event of his arrest.

2. The petitioner is accused No.21 in the Crime No.4 of 2020 of Krishnapatnam Port Police Station, Nellore District.

3. The alleged offences against him are under sections 272, 273, 188 r/w 34 of the Indian Penal Code, 1860 (for short «IPC»), under Section 20(b) (ii) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short ttNDPS Act'9) and under Section 59 (i) of the Food Safety and Standards Act, 2006 (for short çFSSA Act").

4. Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor.

5. As per the orders passed by this Court in Criminal Petition Nos.739, 580 and 581 of 2020, A-10, A-11, A-13 to A- 15, A~18 and A19 were granted anticipatory bail by this *

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Court. Therefore the petitioner, who is similarly placed, is also I 2 entitled to the anticipatory bail, in the facts and circumstances of the case.

6. In the result, this criminal petition is allowed. In the event of the arrest of the petitioner in crime No.4 of 2020 of Krishnapatnam port police station, spsR Nellore District, he shall be released forthwith on bail on execution of self bond for Rs.25,000/- (Rupees twenty five thousand only) with two sureties for a likesum each to the satisfaction of the station House officer, Krishnapatnam port police station, Nellore District. on his release, the petitioner shall not make any attempt to tamper with the prosecution evidence. He shall report before the station House officer, Krishnapatnam port police station, Nellore District, once in a week on every Monday between 10.00 a.m., to 1.00 p.m., till the entire investigation in this case is completed and charge sheet is filed.

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SECTION OFFICER

\To,

1. The Station House Offl'cer, Krishnapatnam port police station, Nellore District

2. One CC to SRL. RAJA REDDY KQNETI Advocate [OPUC]

3. Two CCs to PUBLIC PROSECUTOR, High Court of Andhra Pradesh [OUT]

4. One spare copy PSR HIGH COURT KSR, J DATED: 19/07/2023 I-

ANTICIPATORY BAIL ORDER ALLOWED 20, III lae