APHC010535692026

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

THURSDAY, THE 15th DAY OF OCTOBER 2026

PRESENT

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL PETITION NO: 8961/2026

Between:

1. MD MUSTAQ ALAM ALIAS BANTI, S/O. MUKTAR ALAM, AGED ABOUT 35 YEARS,R/O. NEW BASTHILICHUBAGAN, THANA MAKUWA AREA, PUBA PACHIM, DANESH SK LANE, HOWRAH CITY,WEST BENGAL STATE.

...PETITIONER/ACCUSED

AND

1. THE STATE OF ANDHRA PRADESH, Rep by its Public Prosecutor, High Court of Andhra Pradesh at Amaravati.

...RESPONDENT/COMPLAINANT

Counsel for the Petitioner/accused:

1. BALABHADRUNI MANOHAR

Counsel for the Respondent/complainant:

1. PUBLIC PROSECUTOR

The Court made the following:
ORDER:

Criminal Petition has been filed under Section 439(1)(b) of the Code of Criminal Procedure, 1973 (for brevity 'the Cr.P.C.,')/Section 483(1)(b) of the

Bharatiya Nagarik Suraksha Sanhita, 2023 (for brevity 'the BNSS'), seeking to modify the condition imposed on the Petitioner/Accused No.1 *vide* order dated 03.09.2026 in Crl.M.P.No.380 of 2026 in Crime No.166 of 2026 of Kasibugga Police Station, passed by the learned Special Judge for Trial of cases under the NDPS Act-cum-I Additional District & Sessions Judge, Srikakulam (for brevity 'the learned Trial Court').

2. The learned counsel for the Petitioner submits that the financial condition of the Petitioner is deplorable and he is unable to comply with the conditions imposed by the learned Trial Court.

3. Heard learned counsel for the Petitioner and the learned Assistant Public Prosecutor. Perused the record.

4. Considering the above facts and circumstances of the case, the order dated 03.09.2026 in Crl.M.P.No.380 of 2026 in Crime No.166 of 2026 of Kasibugga Police Station, passed by the learned Special Judge for Trial of cases under the NDPS Act-cum-I Additional District & Sessions Judge, Srikakulam, against the Petitioner/Accused No.1 is hereby modified as under:

> "The Petitioner/Accused No.1 shall be enlarged on bail on his executing personal bond for a Rs.10,000/- (Rupees Ten Thousand only) with two sureties for the like sum each to the satisfaction of the learned Judicial Magistrate of First Class, Palasa."

5. The residual conditions imposed by ‘the learned Trial Court’ in the original order shall remain in force and shall be duly complied with by the Petitioner/Accused No.1.

6. Accordingly, the Criminal Petition is disposed of.

DR. Y. LAKSHMANA RAO, J

Date: 15.10.2026
PRA

80

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

CRIMINAL PETITION No.8961 of 2026

Date: 15.10.2026

PRA