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IN THE HIGH COURT OF DELHI AT NEW DELHI

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BAIL APPLN. 2307/2025 & CRL.M.A. 18378/2025

SHAHID

.....Applicant

Through: Mr. Kundan Kumar, Adv.
versus

THE STATE (NCT OF DELHI)

.....Respondent

Through: Ms. Richa Dhawan, APP
for the State with SI Kartar
Singh Rawat, Anti-
Narcotics Cell, OND.

CORAM:

HON'BLE MR. JUSTICE AMIT MAHAJAN

ORDER

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02.07.2025

1. By the present bail application, the applicant seeks regular bail in FIR No. 341/2024 dated 02.04.2024, registered at Police Station Narela Industrial Area, for offences under Sections 21/25 of the Narcotic Drugs and Psychotropic Substances Act, 1985.
2. It is the case of the prosecution that on 02.04.2024, on the basis of secret information, co-accused Rajender was apprehended and a recovery of 520g of Heroin and ₹5 lakhs was effected from him. During interrogation, co-accused Rajender disclosed that the recovered Heroin was supplied to him by co-accused Bhure and also made some disclosures about other persons. On the disclosure of co-accused Rajender, co-accused Bhure was arrested on 04.04.2024 and 100g of Heroin was recovered from him. Co-accused Bhure alleged that the applicant had supplied the contraband to him. On the basis of disclosure of co-accused Bhure, the applicant was arrested. However, undisputedly, no recovery of contraband has been made from the



applicant.

3. It is pointed out that the co-accused Bhure has already been admitted on bail by the Coordinate Bench of this Court by order dated 16.12.2024 in BAIL APPLN. 2889/2024. It was noted that only intermediate quantity of contraband was recovered from co-accused Bhure. Considering that no recovery has been effected from the applicant, his role cannot be said to be graver than that of co-accused Bhure.

4. While it is stated that the investigation is complete, however, supplementary charge sheet has not been filed against the applicant till now, even though he was arrested on 23.04.2025.

5. The antecedents of the applicant are stated to be clean, and he is not likely to commit any offence while on bail. It is also stated that the applicant belongs to the poor strata of society and he has minor children to take care of.

6. In such circumstances, considering that the co-accused has already been enlarged on bail and no recovery was made from the present applicant, the applicant is entitled to bail on the ground of parity. The applicant is directed to be released on bail on furnishing a personal bond for a sum of ₹20,000/- with two sureties of the like amount, subject to the satisfaction of the learned Trial Court, on the following conditions:

- a. The applicant shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case or tamper with the evidence of the case, in any manner whatsoever;
- b. The applicant shall under no circumstance leave the country without the permission of the learned Trial



Court;

- c. The applicant shall appear before the learned Trial Court as and when directed;
- d. The applicant shall provide the address where he would be residing after his release and shall not change the address without informing the concerned IO/ SHO;
- e. The applicant shall, upon his release, give his mobile number to the concerned IO/SHO and shall keep his mobile phone switched on at all times.

7. In the event of there being any FIR/DD entry/complaint lodged against the applicant, it would be open to the State to seek redressal by filing an application seeking cancellation of bail.

8. It is clarified that any observations made in the present order are for the purpose of deciding the present bail application and should not influence the outcome of the trial and also not be taken as an expression of opinion on the merits of the case.

9. The bail application is allowed in the aforementioned terms. Pending application also stands disposed of.

AMIT MAHAJAN, J

JULY 2, 2025

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