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2026:CGHC:46225

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 8865 of 2026

1 - Vijay @ Vija Mandavi S/o Masa Ram Mandavi Aged About 34 Years R/o Village Belar, Post Belar, Police Station Belar Tehsil And District Jagdalpur C. G.

... Petitioner(s)

versus

1 - State Of Chhattisgarh Through Station House Officer Police Of Police Station Lohandiguda, District Jagdalpur Bastar C. G.

... Respondent(s)

For Applicant	:	Shri Ashutosh Shukla, Advocate.
For Respondent/ State	:	Shri Vivek Sharma, P.L.

Hon'ble Shri Justice Rakesh Mohan Pandey

Order on Board

02.11.2026

1. This is the second bail application of the applicant. The first bail application of the applicant was dismissed on merits in M.Cr.C. No.4800 of 2026 vide order dated 19.6.2026. The applicant has preferred this Second Bail Application under Section 483 of the Bhartiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail, as he has been arrested in connection with Crime No.44/2025 registered

at Police Station Lohandiguda, District Jagdalpur, Bastar (C.G.) for the offence under Section 20(b) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short, NDPS Act).

2. The case of the prosecution, in brief, is that the police of Police Station Lohandiguda, District Jagdalpur, Bastar, received secret information, conducted a raid, and seized 51.520 kilograms of ganja from the possession of the main accused, Rajesh Yadav. On the basis of the memorandum statement of Rajesh Yadav, the present applicant was also arrested. Thereafter, the aforesaid offence was registered against the applicant.

3. Learned counsel for the applicant would submit that the applicant is innocent and has been falsely implicated in the case. He further submits that the applicant has been in jail since 2.1.2026, the charge-sheet has been filed, and he has only one criminal antecedent of similar nature, registered in the year 2025. Thus, he prays that the applicant may be enlarged on regular bail.

4. On the other hand, learned State counsel opposes the bail application and submits that 51.520 kilograms of ganja was seized from the possession of the present applicant and the other co-accused persons, which falls within the definition of commercial quantity. He further submits that the bail application deserves to be dismissed.

5. Heard learned counsel appearing for the parties and perused the case diary.

6. Considering the facts and circumstances of the case, the nature and gravity of the allegations, the recovery of a commercial quantity of contraband, i.e., 51.520 kilograms of ganja, from the possession of the

applicant and the other co-accused persons, and having regard to the stringent conditions stipulated under Section 37 of the NDPS Act, this Court is not satisfied that there are reasonable grounds for believing that the applicant is not guilty of the alleged offence or that he is not likely to commit any offence while on bail. The applicant also has one criminal antecedent of similar nature registered in the year 2025. Consequently, this Court does not find it to be a fit case for grant of regular bail.

7. Accordingly, the second bail application of the applicant is **rejected**.

Sd/-

(Rakesh Mohan Pandey)
Judge

Nimmi