CGHC010368252026

2026:CGHC:46224

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 8836 of 2026

1 - Rajesh @ Rajeshwar Yadav S/o Late Sukhram Yadav Aged About 24 Years R/o Village- Tikirpal Bekopara Police Station Pushpal Tehsil And District- Sukma (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 Applicants	**:**	Mr. Ashutosh Shukla, Advocate.
For Non-Applicant	**:**	Mr. Vivek Sharma, P.L.

Hon'ble Shri Justice Rakesh Mohan Pandey

Order on Board

02/11/2026

1. This is the first bail application filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS) for grant of regular bail to the applicant in connection with the Crime No.44/2025, registered at Police Station Lohandiguda, District Jagdalpur for the offences punishable 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, received secret information, conducted a raid, and seized 51.520 kilograms of Ganja from the possession of the applicant. Thereafter, the aforesaid offence was registered against the applicant.

3. Learned counsel for the applicant would submit that the applicant is innocent and have falsely been implicated in the case. He further submits that the applicant has no criminal antecedents, he is in jail since 19.7.2025 and the charge-sheet has already been filed. 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 applicant, which falls within the definition of commercial quantity. He would submit that the application filed by the applicant 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 commercial quantity of contraband, i.e. 51.520 kilograms of Ganja, from the applicant, and having regard to the stringent conditions 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 such offence or that he is not likely to commit any offence while on bail. Consequently, this Court does not find it to be a fit case for grant of regular bail.

7. Accordingly, the first bail application filed by the applicant is hereby **rejected**.

Sd/-
Rakesh Mohan Pandey
JUDGE

Nimmi