CGHC010375162026 2026:CGHC:45169

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 9390 of 2026

Manisha Sarthi @ Binni W/o Raja Sarathi Aged About 26 Years R/o Chandi Mandir, Mathpara Sarathi Mohalla, Ward No. - 3, Durg, Police Station Durg, District Durg (C.G.)

... Applicant

versus

State Of Chhattisgarh Through Station House Officer, Police Station Kotwali Durg, Dist. Durg (Chhattisgarh)

... Respondent(s)

For Applicant	**:**	Ms. Mugdha Sharma, Advocate
For Respondent(s)	**:**	Mr. Vivek Sharma, Panel Lawyer

Hon’ble Shri Justice Rakesh Mohan Pandey

Order on Board

26/10/2026

1. This is the first bail application filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail to the applicant who has been arrested in connection with Crime

No. 337/2026 registered at Police Station Kotwali, District Durg (C.G.) for the offence punishable under Section 20 (B) of NDPS Act. The applicant is in custody since 23.06.2026.

2. Case of the prosecution, in brief, is that on 23.06.2026 on the basis of a secret information a raid was conducted near Dai Didi Bhawan Tappa Tariya, Durg and the applicant was intercepted. It is alleged that upon search 2.50 kg of Ganja was recovered from a white bag in her possession. After completion of investigation the police has already filed chargesheet and the matter is pending before trial court.

3. Learned counsel for the applicant submits that that applicant is innocent and has been falsely implicated in the case. It is further submitted that the applicant has no criminal antecedents, the investigation has been completed and the charge-sheet has already been filed, he has been languishing in custody since 23.06.2026, and the conclusion of the trial is likely to take considerable time; thus, the applicant may be enlarged on regular bail.

4. On the other hand, learned State counsel opposes the bail application and submitted that the contraband seized in the present matter is of 2.5 of Ganja, thus, the applicant may not be enlarged on bail.

5. I have heard learned counsel for the parties and perused the case diary.

6. Taking into consideration the facts and circumstances of the case,

particularly that the intermediate quantity of contraband was seized from the possession of accused; further considering that the applicant has no criminal antecedents, the investigation is complete and the charge-sheet has already been filed, he has been in custody since 23.06.2026, and the trial is likely to take considerable time to conclude, this Court, without commenting on the merits of the case, is inclined to release the applicant on bail. Accordingly, the bail application is allowed.

7. It is directed that in the event of the applicant executing a personal bond for a sum of Rs.50,000/- with one surety in the like sum to the satisfaction of the concerned trial Court, he shall be released on bail, on following conditions :-

   (i) he shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such fact to the Court,

   (ii) he shall not act in any manner which will be prejudicial to fair and expeditious trial, and

   (iii) he shall appear before the trial Court on each and every date given to him by the said Court till disposal of the trial.

8. The observation made hereinabove is for the purpose of deciding this bail application only, the trial Court shall decide the case on its own merits.

SD/-

(Rakesh Mohan Pandey)

JUDGE

Madhurima