CGHC010382452026

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 9413 of 2026

1 - Rakesh @ Raju Singh S/o Harish Chandra, Aged About 50 Years Resident Of Village Sadvapur Thana- Khakhareru District - Fateahpur (U.P.)

... Applicant

versus

1 - State Of Chhattisgarh Through Station House Officer, Police Station- Singhoda, District Mahasamind (C.G.) --- **Non-applicant**

For Applicant	**:**	Ms. Anjali Pradhan, Advocate
For Non-applicant	**:**	Mr. Vivek Sharma, PL

Hon'ble Shri Justice Rakesh Mohan Pandey

Order On Board

26.10.2026

1) The applicant has preferred this first bail application under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail, as he has been arrested in connection with Crime No. 72/2026 registered at Police Station Singhoda, Mahasamund (C.G.) for the offence punishable under Section 20(b) of the Narcotic Drugs and Psychotropic Substances Act, 1985.

2) The prosecution case, in brief, is that on 08.07.2026, the police of Police Station Sindoda, District Mahasamund recovered 10.380 kg of

ganja from the joint possession of three accused persons including the present applicant. Thereafter, the police registered an FIR against the applicant and arrested him on the same day. Hence, the present bail application.

3) Learned counsel appearing for the applicant would submit that the applicant is innocent and has falsely been implicated in the present case. She would further submit that the seized contraband article, i.e., 10.380 kg of Ganja, is intermediate quantity (less than commercial quantity), hence the rigours of Section 37 of the NDPS Act do not apply in the case of the applicant. She would also submit that the charge-sheet has already been filed, the applicant has no criminal antecedents, he is in judicial custody since 08.07.2026, 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 counsel appearing for the State/non-applicant would oppose the bail application and submit that intermediate quantity of contraband article was recovered from the joint possession of three accused persons including the present applicant; thus, no case for grant of bail is made out. However, he admits that the charge-sheet has already been filed before the competent Court and the applicant has no prior criminal antecedents.

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 seized contraband article (10.380 kg of Ganja) is of intermediate quantity, which is below commercial quantity; further the applicant has no criminal antecedents, the charge-sheet has already

been filed, the applicant is in judicial custody since 08.07.2026, and the conclusion of the trial is likely to take some time, this Court is inclined to enlarge the applicant on regular 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 the 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, &

(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.

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

Sd/-

(Rakesh Mohan Pandey)
JUDGE

Rekha