CGHC010382492026 2026:CGHC:45163

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 9402 of 2026

Shubham Rathore S/o Shri Ishwer Prashad Rathore Aged About 31 Years R/o Krishna Nagar, Near Sharma Hospital, P.S. - Tikerapara, Raipur, District (Revenue And Civil) Raipur Chhattisgarh

... Applicant

versus

State Of Chhattisgarh Through Station House Officer, Police Station Telibandha, District - Raipur Chhattisgarh

... Respondent(s)

For Applicant	**:**	Shri Yogesh Pandey, Advocate
For Respondent(s)	**:**	Ms. Monika Thakur, 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. 146/2026 registered at Police Station Telibandha, District Raipur (C.G.) for the offence punishable under Sections 21-B, 21-C, 29, 31(1) of NDPS Act and Section 111 of BNS, 2023. The applicant is in custody since 29.03.2026.

2. Case of the prosecution, in brief, is that on 29.03.2026, acting upon secret information, police officers of Police Station-Telibandha, Raipur received information from an informant that four individuals were standing near Shraddha Ashram, Kashiram Nagar, Telibandha Police Station, Raipur with a large quantity of MDMA, looking for customers to sell it. Acting on this information, the Telibandha police conducted a raid at the scene under the mandatory provisions of the NDPS Act and apprehended Kunal Mangtani, Saurabh Dongre, Shubham Rathore and Saurabh Yadav. They searched and seized 2.06 gms of MDMA powder from Kunal Mangtani, 0.84 gm of MDMA powder from Saurabh Dongre, 1.98 gms of MDMA powder from Shubham Rathore, and 0.97 gms of MDMA powder from Saurabh Yadav. A total of 5.58 gms of MDMA was seized.

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 29.03.2026, 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 5.58 gm of MDMA powder, 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 contraband was seized from the joint possession of co-accused Kumal Mangtani, Sourabh Dongre, Shubham Rathore and Saurabh Yadav; further considering that the applicant has been implicated on the basis of the memorandum statement of the co- accused, 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 29.03.2026, 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