CGHC010385412026 2026:CGHC:46264

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 9259 of 2026

1 - Shyamdhar Choudhari @ Chotu S/o Late Chhotelal Choudhari, Aged About 26 Years R/o Behind Fakir Chand Akhada, Sindhi Camp. P.S. Hanumantal, District Jabalpur M.P. Present Address - Near Chouraha, Illambazar, P.S. Illambazar, District Birbhum, West Bengal.

... Applicant

versus

1 - State Of Chhattisgarh Through Police Station G.R.P. Bilaspur Chhattisgarh.

... Non-applicant

For Applicant	:	Mr. Rajesh Jain, Advocate
For Non-applicant /State	:	Mr. Dharmesh Shrivastava, Dy. A.G.

Hon'ble Shri Justice Rakesh Mohan Pandey

Order on Board

02/11/2026

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. 117/2024 registered at Police Station G.R.P. Bilaspur,

District Bilaspur (C.G.) for the offence punishable under Sections 20(b) and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (hereinafter, “NDPS Act”).

2. Case of the prosecution, in brief, is that 23.10.2024, investigation officer received a secret information and the police of P.S. G.R.P. Bilaspur conducted a raid at platform No. 2 & 3 of Bilaspur Railway station and seized 10 Kg ganja from co-accused Yogesh Soundiya and 10 Kg from Rohit Dwivedi, as such, a total of 20 Kgs of Ganja was seized from both the accused persons. During investigation, police found that co-accused Laxman Gain, Mannu Prajapati, Santosh Rathore and Saurabh Nagvanshi, being constables, were actively involved in the offence and also found involvement of the present applicant in the offence.

3. Mr. Rajesh Jain, learned counsel appearing for the applicant, would submit that the applicant is innocent and has falsely been implicated in the present case. He would further submit that the recovery of contraband has been made from co-accused Yogesh Soundiya and Rohit Dwivedi and there is no material available in the entire charge-sheet to connect the present applicant with the offence in question. The applicant has only been implicated on the basis of memorandum statements of co-accused Yogesh Soundiya and Rohit Dwivedi. He would lastly contend that charge-sheet has already been filed, there is no previous criminal antecedent of the applicant and he is in jail since 15/11/2024 and since conclusion of trial is likely to take considerable time, therefore, the applicant be released on bail.

4. On the other hand, Mr. Dharmesh Shrivastava, learned State counsel opposes the bail application and submits that the allegation against the present applicant is that he was actively involved in purchasing and selling of the contraband. He would also contend that the bail applications filed by all the other co-accused persons have already been rejected by this Court. Thus, she would pray for rejection of this bail application.

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 (20 kgs of Ganja) is of commercial quantity, therefore, the rigours of Section 37 of the NDPS would apply, and further considering that there are serious allegations of drug trafficking involved against the applicant and the bail applications filed by all the other six co-accused persons have already been dismissed by this Court, I am not inclined to release the present applicant on bail.

7. Accordingly, this bail application preferred by the applicant – **Shyamdhar Choudhari @ Chotu** is hereby **dismissed**.

Sd/-

(Rakesh Mohan Pandey)

JUDGE

Harneet