CGHC010386192026 2026:CGHC:45168

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 9391 of 2026

Ghanshyam Sahu S/o Late Sharada Sahu Aged About 56 Years R/o Village Khudsa Makan No. 29 Ward No. 185, Police Station And Tehsil Fingeshwar District Gariyaband Chhattisgarh.

... Applicant

versus

State Of Chhattisgarh Through Police Station Chhura District Gariyaband Chhattisgarh.

... Respondent(s)

For Applicant	**:**	Shri Sumit Verma, Advocate
For Respondent(s)	**:**	Ms. Samiksha Gupta, 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. 157/2026 registered at Police Station Chhura, District Gariyaband (C.G.) for the offence punishable under Section 20 (B) of NDPS Act. The applicant is in custody since 11.08.2026.

2. Case of the prosecution, in brief, is that on 10.08.2026, the police of police station- Chhura, District Gariyaband, received secret information that a person was proceeding towards Mongra-Birnibahara on a black-coloured Jupiter scooter bearing Registration No. CG 23 P 0483, carrying the narcotic substance Ganja. Upon receiving the said information, after complying with the mandatory provisions of the NDPS Act, the police party reached the spot, conducted a raid, intercepted the said vehicle and took it into custody. Upon conducting a lawful search, 14 kilograms of narcotic substance, Ganja wrapped in khakhi-coloured tape and kept inside a clot bag in the scooter’s footboard/storage area and in the scooter’s dickey (boot). Accordingly, an offence was registered against the accused at Police Station Chhura, District- Gariyaband, vide Crime No. 157/2026, under Section 20(b) of the NDPS Act, and investigation is being conducted. On the basis of said report, police registered the alleged offences against the present applicant.

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 11.08.2026, 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 14 kg 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 11.08.2026, 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