CGHC010392532026 2026:CGHC:46866

**NAFR**

**HIGH COURT OF CHHATTISGARH AT BILASPUR**

**MCRC No. 9977 of 2026**

- Mohpal Rathiya S/o Upas Ram Aged About 22 Years R/o Village Sohanpur Post - Sisringa, P.S. Dharamjaigarh, District Raigarh Chhattisgarh

**... Applicant**

**versus**

- The State Of Chhattisgarh Through Station House Officer, P.S. Sariya District Sarangarh-Bilaigarh Chhattisgarh

**... Non-Applicant**

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For Applicant : Mr. Manoj Kumar Jaiswal, Advocate
For State : Ms. Ankita Shukla, Panel Lawyer

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**Hon'ble Shri Justice Rakesh Mohan Pandey**

**Order on Board**

**05.11.2026**

1. This is the first bail application filed under Section 483 of the Bhartiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail to the applicant who has been arrested in connection with Crime No. 131/2026 registered at Police Station Sariya, District Sarangarh-Bilaigarh (C.G.), for the offence punishable under Section 20 (b) of NDPS Act.

2. Case of the prosecution, in brief is that the police of Police Station Sariya, District Sarangarh-Bilaigarh, received a secret information from the informant and on the said information conducted a raid and seized 17.465 kgs of Ganja from vehicle of the applicant, thereafter, the aforesaid offence was registered against the applicant.

3. Learned counsel for the applicant would submit that applicant has falsely been implicated in this case. He also submits that from possession of the applicant intermediate quantity of Ganja was seized. It is further argued that the applicant has no criminal antecedents and he is in jail since 28.06.2026 and conclusion of the trial is likely to take some time for its conclusion. Therefore, he prays for grant of regular bail to the applicant.

4. On the other hand, learned counsel appearing for the State/non-applicant would oppose the bail application and submit that charge-sheet has been filed in the present case before the competent Court. She further submits that from the possession of the applicant contraband article *i.e.* 17.465 Kgs of Ganja was seized, therefore, the present applicant is not entitled for grant of bail.

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

6. Having considered the facts and circumstances of the case, nature and gravity of allegation levelled against the present applicant and fact that contraband article i.e. 17.465 Kgs of Ganja was recovered from possession of the applicant, which is less than commercial quantity. Moreover, the present applicant has no criminal antecedents. Also considering the fact that the charge-sheet has been filed in the present case before the competent Court and applicant is in jail since 28.06.2026, conclusion of the trial may take some time, therefore, this Court is of the view that the applicant is entitled to be released on bail in this case.

7. Accordingly, the regular bail application is allowed and 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.

Sd/-
**(Rakesh Mohan Pandey)**
**JUDGE**

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