CGHC010407192026 2026:CGHC:45464

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

SIDDHANT TAMRAKAR
Digitally signed by SIDDHANT TAMRAKAR
Date: 2026.10.28 18:15:22 +0530

MCRC No. 10092 of 2026

- Rahul Dhruw Barawe Son Of Dhruw Barawe, Aged About 20 Years Resident Of Shriram Nagar, Near Adarsh Saraswati Mandir, P. S. Telibandha Raipur, C.G.

... Applicant

versus

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

... Non-Applicant

For Applicant	:	Mr. B.L. Sahu, Advocate along with Vinod Kumar, Advocate
For State	:	Mr. Arvind Dubey, Government Advocate

Hon'ble Shri Justice Rakesh Mohan Pandey

Order on Board

28.10.2026

1. This is the fourth 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. 21/2026 registered at Police Station Telibandha, Raipur District Raipur (C.G.), for the offence punishable under Section 20(b) of NDPS Act.

2. Earlier, first bail application i.e. MCRC No. 1550 of 2026 was rejected on merits vide order dated 17.03.2026, second bail application i.e. MCRC No. 3971 of 2026 was rejected on merits vide order dated 30.04.2026 and third bail application i.e. MCRC No. 8997 of 2026 was rejected for want of

prosecution vide order dated 25.09.2026.

3. The case of the prosecution, in brief, is that the police of Police Station Telibandha, Raipur received an information from the informant and on the basis of the said information conducted a raid and seized 3.100 kgs of ganja from possession of the present applicant at open place. Thereafter, Police has registered aforesaid offence against the present applicant.

4. Learned counsel for the applicant submits that the applicant has one criminal antecedent for offence punishable under Section 27 of the NDPS Act, in which he has already been enlarged on bail. He further submits that charge-sheet has already been filed, applicant is in jail since 18.01.2026, and there is no substantial progress in trial. He fairly concedes that the applicant's earlier bail applications were rejected on account of his criminal antecedent of similar nature. Thus, he prays for grant of bail to the applicant.

5. On the other hand, learned counsel for the State would oppose the bail application and submits that the applicant has two criminal antecedents, one under the provisions of NDPS Act and other under BNS. He would submit that applicant has one live criminal antecedent of similar nature and earlier three applications were rejected, therefore, instant application deserves to be rejected.

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

7. Having considered facts and circumstances of the case, nature and gravity of allegations levelled against the applicant, fact that a case for commission of offence punishable under Section 27 of the NDPS Act was previously registered against the applicant, in which he has already been enlarged on

bail. Further, 3.100 kgs. of ganja was seized from his possession in the present case, which is below prescribed commercial quantity, charge-sheet has already been filed, and he is in jail since 18.01.2026, without expressing any opinion on merits of the case, I am inclined to allow this bail application.

8. 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

$iddhant