CGHC010411612026 2026:CGHC:45571

RAVI SHANKAR MANDAVI Digitally signed by RAVI SHANKAR MANDAVI

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRCA No. 1732 of 2026

Noor Mohammad S/o Shri Ali, Mohammad Aged About 23 Years R/o Village Jhagarpur Raigarh, Thana Lailunga, District Raigarh, Chhattisgarh.

... Applicant

versus

State Of Chhattisgarh Through- Station House Officer Police Station Lailunga, District Raigarh Chhattisgarh.

... Respondent

(Cause title is taken from CIS)

For Applicant	**:** Mr. Rajendra Patel, Advocate
For State/Respondent	**:** Mr. Varunendra Mishra, Panel Lawyer

Hon'ble Shri Justice Parth Prateem Sahu

Order on Board

28/10/2026

1. Applicant has preferred first bail application filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') for grant of anticipatory bail to the applicant who is apprehending his arrest in connection with Crime No. 263/2026

registered at Police Station - Lailunga, District – Raigarh (C.G.) under Section 20(B) of NDPS Act.

2. As per the case of the prosecution, the police of police station Lailunga received a secret information from the informant with the averment that some persons are transporting contraband article ganja in a Bolero vehicle from Odisha to U.P. via Lailunga Patthalgaon, so on the basis of the said report the police made a blockade near Rudukela Square Lailunga and saw the applicant coming on a motorcycle, who fell down due to which he was admitted in the hospital by the police and at the same time behind the applicant a white colour Bolero vehicle bearing registration No. 26-B.H.-4095 was seen to be approaching which was stopped, search was made and the police allegedly seized 4.108 kg contraband article ganja, which was seized and crime was registered against Jashwant Kumar and Jyoti Jatav for commission of offence under section 20-B of NDPS Act and since the name of the applicant is mentioned in the contents of the FIR stating that he was piloting the Bolero vehicle, he is apprehending his arrest in the said crime.

3. Learned counsel for applicant submits that applicant is innocent and he has been falsely implicated in this case. He submits that applicant is not connected in any manner in commission of alleged crime. He submits that the applicant is local resident and the accused persons are resident of Uttar Pradesh. Applicant is not named in the FIR, however, according to his instruction, the

applicant is being made accused only on the basis of memorandum statement of the co-accused persons. There is no other criminal antecedent registered against the applicant. Hence, he may be enlarged on bail.

4. Learned State counsel opposes the submission of learned counsel for applicant. He would submits that the applicant is made accused only on the basis of memorandum statement of the co-accused-Jashwant Kumar Sharma and read over the memorandum statement. Upon asking he submits that in the memorandum statement it is stated that the co-accused persons found applicant on the way, gave money to guide him the road towards the Chhattisgarh. He do not dispute the submission of learned counsel for the applicant with regard to the submission that there is no other criminal antecedent registered against the applicant.
5. I have heard learned counsel for parties and perused the documents placed on record.
6. Taking into consideration the facts and circumstances of the case, the nature of allegation, submission made by learned counsel for respective parties, in particular considering the submission of learned counsel for the State based on the memorandum statement read over, without commenting anything on merits of the case, I am inclined to release the applicant on anticipatory bail.

7. Accordingly, the anticipatory bail application is **allowed** and it is directed that in the event of arrest of applicant in connection with the aforementioned crime number, he shall be released on anticipatory bail by the Officer arresting him on his executing a personal bond in the sum of ₹25,000/- with one surety in the like sum to the satisfaction of the concerned arresting Officer. Applicant shall also abide by the following conditions:

(i) that the applicant shall make himself available for interrogation before the Investigation Officer as and when required;

(ii) that the applicant 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/her from disclosing such facts to the Court or to any police officer;

(iii) that the applicant shall not act, in any manner, which will be prejudicial to fair and expeditious trial; and

(iv) that the applicant shall appear before the trial Court on each and every date given to him by the said Court till disposal of the trial.

Certified copy as per rules.

Sd/-

(Parth Prateem Sahu)

JUDGE

Ravi Mandavi