CGHC010412732026 2026:CGHC:47036

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 9895 of 2026

Rakesh Kushwaha S/o Rajendra Kushwaha, Aged About 25 Years Resident Of Village Jalalpur, Police Station And District Ashok Nagar, Madhya Pradesh

... Applicant

Versus

State Of Chhattisgarh Through Station House Officer, Police Station - Devbhog, District Gariyaband C.G.

... Respondent(s)

For Applicant	:	Mr. Swapnil Keshari, Advocate with Mr. Akash Singh, Advocate
For Non-Applicant	:	Ms. Ritika Verma, P.L.

Hon'ble Shri Justice Rakesh Mohan Pandey

Order on Board

05.11.2026

1. This is the first bail application filed under 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.136 of 2026 registered at Police Station: Devbhog, District: Gariyaband, Chhattisgarh for the offence punishable

under Section 20 (b) of NDPS Act.

2. The case of the prosecution, in brief, is that the police of Police Station Devbhog, District: Gariyaband, Chhattisgarh, received secret information from an informant and, acting on the said information, conducted a raid and seized 12 kg of contraband ganja from the possession of the applicant and thereafter, the aforesaid offence was registered against the applicant.

3. Learned counsel for the applicant submits that the applicant has been falsely implicated in this case. He further submits that the charge- sheet has already been filed, that the applicant has no criminal antecedents, and that he has been in jail since 28.04.2026. He also submits that the conclusion of the trial is likely to take considerable time. Therefore, he prays for grant of regular bail to the applicant.

4. On the other hand, learned counsel appearing for the State/non-applicant opposes the bail application and submits that an intermediate quantity of contraband was seized from the possession of the applicant, therefore, submits that the application deserves to be dismissed.

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, the charge-sheet has already been filed, that the applicant has been in jail since 28.04.2026, he has no criminal antecedents and that the conclusion of the trial may take some time, this Court is of the

view that the applicant is entitled to be released on bail.

7. It is directed that in the event of the applicant executing a personal bond for a sum of **Rs. 50,000/-** to the satisfaction of the concerned trial Court, he shall be released on bail on the following conditions:-

(a) he shall make himself available for interrogation by the police officer as and when required;

(b)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; and

(c) he shall not act in any manner which will be prejudicial to a fair and expeditious trial.

The observation made hereinabove is for the purpose of deciding this bail application only, the learned trial Court shall decide the case on its own merits.

Sd/-
(Rakesh Mohan Pandey)
JUDGE

Saurabh