CGHC010352302026 2026:CGHC:45236

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 8403 of 2026

Bharti Bagwani W/o Naresh Bagwani Aged About 37 Years R/o Ward No. 16, Sindhi Camp, Tilda, Near Welcome Super Market, P.S. Tilda Neora, Dist. - Raipur (C.G.) --- **Applicant**

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Date: 2026.10.28 11:45:55 +0530

versus

State Of Chhattisgarh Through Police Station -Tilda Neora, Dist -Raipur (C.G.) --- **Non-Applicant**

MCRC No. 8752 of 2026

Shiv Verma Son Of Rupsingh, Aged About 20 Years Resident Of Ward No. 13, Dashrabha Road, Balodabazar, Police Station City Kotwali, District Balodabazar - Bhatapara (C.G.) **---Applicant**

Versus

State Of Chhattisgarh Through Station House Officer, Police Of Police Station Tilda - Nevra, District Raipur (C.G.) --- **Non-Applicant**

MCRC No. 9928 of 2026

Himalay Verma @ Prince, son of Khilawan Verma, aged about 30 years, Resident of Ward No.04, Indira Colony, balodabazar, Police Station City Kotwali, District Baloda Bazar-Bhatapara (C.G.) (Description of the applicant mentioned as per charge sheet) **---Applicant**

Versus

State Of Chhattisgarh Through Station House Officer, Police Of Police Station Tilda Neora, District Raipur Chhattisgarh --- **Non-Applicant**

For Applicant in MCRC No.8403/2026: Ms. Vaishali Jeswani, Advocate.

For Applicants in MCRC Nos.8752/2026 & 9928/2026 : Shri Anil Gulati, Advocate.

For Non-applicant/State : Shri Jitendra Shrivastava, Govt.Advocate.

(**HON'BLE SHRI JUSTICE RAKESH MOHAN PANDEY**)

Order on Board

27/10/2026

1. Since all the above bail applications arise out of same Crime No.235/2026 registered at Police Station Tilda Neora, Dist. Raipur (C.G.), therefore, they are heard, clubbed together and disposed of by this common order.

2. The applicants have preferred these First Bail Applications under Section 483 of the BNSS, 2023 for grant of regular bail, as they have been arrested in connection with Crime No.235/2026, registered at Police Station Tilda Neora, District Raipur (C.G.) for the offence punishable under Section 20 (B) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (hereinafter referred to as NDPS Act).

3. As per the case of prosecution, on 02.06.2026, on secret information, the police seized 3.737 kg of ganja from the exclusive possession of Bharti Bhagwani. Subsequently, her memorandum statement was recorded wherein she disclosed the names of Shiv Verma and Himalay Verma @ Prince. Based on these allegations, the aforesaid offence was registered against the present applicants. Hence, these applications.

4. Learned counsel appearing for the respective applicants would contend that only 3.737 kilograms of ganja was seized from the possession of Bharti Bagwani, which is of intermediate quantity;

charge-sheet has already been filed; they are in jail since 02.06.2026 & 03.06.2026; applicant Bharti Bagwani has only one criminal antecedent registered in the year 2025 wherein similar quantity of contraband ganja was seized from her possession. It is also argued by Shri Anil Gulati that names of Shiv Verma and Himalay Verma @ Prince surfaced in the memorandum statement of Bharti Bagwani. It is also argued that in memorandum statement, Bharti Bagwani disclosed that Shiv Verma is a supplier and on the strength of such information, ganja weighing 5.770 kilograms was seized from the exclusive possession and subsequently Crime No.238/2026 was registered against all three accused persons. Shri Anil Gulati would submit that Shiv Verma has only one criminal antecedent, which was registered on the strength of memorandum statement of Bharti Bagwani whereas Himalay Verma has two criminal antecedents and in both cases, he has been acquitted. They would further submit that conclusion of trial may take some considerable time, therefore, they would pray for grant of bail to the applicants.

5. On the other hand, learned State counsel would oppose the bail applications. He would submit that the applicants have one criminal antecedent of similar nature, therefore, the present bail applications deserve to be rejected.

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

7. Having considered the quantity of contraband ganja seized from the possession of Bharti Bagwani, the names of Shiv Verma and Himalay

Verma surfaced in the memorandum statement of Bharti Bagwani; rigors of Section 37 of NDPS Act would not attract; charge-sheet has already been filed and they have only one criminal antecedent and further considering that conclusion of trial may take some considerable time, I am inclined to grant bail to the present applicants. Accordingly, the bail applications are **allowed**.

8. Let the applicants be released on bail on each of them furnishing **personal bond** in sum of Rs.50,000/- with one surety each in the like sum to the satisfaction of the court concerned with the following conditions:-

(i) they 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) they shall not act in any manner which will be prejudicial to fair and expeditious trial,

(iii) they shall appear before the trial Court on each and every date given to him by the said Court till disposal of the trial

9. The observation made herein above is for the purpose of deciding this bail application only and the trial Court shall decide the case on its own merits.

Sd/-

(Rakesh Mohan Pandey)

JUDGE

Anjani