IN THE HIGH COURT OF BOMBAY AT GOA

CRIMINAL WRIT PETITION NO.59 OF 2022

UNION OF INDIA NARCOTICS
CONTROL BUREAU, THR.
INTELLIGENCE OFFICER,
VIVEK PANDEY ...PETITIONER

Versus.

SOPHIA FERNANDES ... RESPONDENT

Mr. Pravin Faldessai, Deputy Solicitor General of India, for the Petitioner.

Mr. K. Poulekar, Advocate for the Respondent.

CORAM: ASHWIN D. BHOBE, J.
DATED : 20th November, 2026.

ORAL JUDGEMENT:

1. Heard, Mr. Pravin Faldessai, learned Deputy Solicitor General of India, for the Petitioner and Mr. K. Poulekar, learned Advocate for the Respondent.

2. Rule. Rule returnable forthwith. At the request of Mr. P. Faldessai and Mr. K. Poulekar, this petition is heard finally.

3. Mr P. Faldessai, learned Deputy Solicitor General of India, states that the Respondent (Accused No. 3 in NDPS Case No. 51 of

2021) was granted bail by the Additional Sessions Judge, North Goa ("Trial Court"), vide Order dated 11.08.2021 passed in Bail Application No. 103 of 2021. He submits that the Criminal Miscellaneous Application No. 86 of 2021 filed by the Petitioner seeking cancellation of the Order dated 11.08.2021 was rejected by the Trial Court on 13.07.2023. He submits that both orders are assailed in this petition

4. By this Petition filed on 23.11.2021, the Petitioner has sought the following reliefs:

"a) For a writ of Certiorari or any other Writ order or direction Page 1 of 3 20th November, 20264 WPCR 59 2022 quashing and setting aside the impugned Judgment and order dated 11.08.2021 passed by the Additional Sessions Judge at Mapusa in Bail Application No.103/2021.

AA) For a writ of Certiorari or any other Writ /order or direction quashing and setting aside the Order dated 13.07.2023 passed by the Hon'ble Additional Sessions Judge, North Goa, Panaji in CRMA /86/2021."

5. A perusal of the memo of this Petition does not indicate that the Respondent has breached or violated any of the bail conditions of the Order dated 11.08.2021 passed in Bail Application No. 103 of 2021.

6. Mr Pravin Faldessai, learned Deputy Solicitor General of India, for the Petitioner, also does not contend that the Respondent has violated or breached any of the bail conditions of the Order dated 11.08.2021 passed in Bail Application No. 103 of 2021.

7. Mr K. Poulekar, learned Advocate for the Respondent, states that

the Respondent has abided by the bail conditions imposed in Bail Application No. 103 of 2021 and is regular in her appearance before the Trial Court in NDPS Case No. 51 of 2021. He submits that identically placed Accused No. 2 in NDPS Case No.51 of 2021 was granted bail by the Trial Court in Bail Application No. 122 of 2021. Request for cancellation of the bail granted to the said Accused No. 2 was rejected by the Trail Court. Criminal Writ Petition No. 58 of 2022, filed by the Petitioner against those orders was rejected by this Court on 19.10.2026.

8. Perused records.

9. The Trial Court on assessment of the material on record has released the Respondent on bail. The order dated 11.08.2021 passed in Bail Application No. 103 of 2021 is a reasoned order, warranting no interference. Similarly, the Trial Court found no case to entertain the Criminal Miscellaneous Application No. 86 of 2021 filed by the Petitioner. I do not find any perversity in the orders impugned in this Petition.

10. In view of the above and considering the fact that the Respondent is on bail since 11.08.2021 with no allegations of violating the bail conditions, no case is made out for indulgence in this petition.

11. Mr Pravin Faldessai, learned Deputy Solicitor General of India for the Petitioner and Mr K. Poulekar, learned Advocate for the Respondent, submit that the trial in NDPS Case No.51 of 2021 is progressing and that as on date three witnesses have been examined.

12. This Petition is without merit, as such dismissed. Rule discharged.

ASHWIN D. BHOBE, J.

Signed by: MEENA VISHAL BHOIR
Designation: Private Secretary
Date: 21/11/2026 15:43:56