**HIGH COURT OF JUDICATURE FOR RAJASTHAN**
**BENCH AT JAIPUR**

S.B. Criminal Miscellaneous II Bail Application No.15559/2026
CNR: RJHC020957992026 | URN: CRLMB / 28722U / 2026

Sushil Karnani S/o Late Shri Chhaganlal Karnani, Aged About 44 Years, R/o Village Himmatsar, Tehsil And Police Station Nokha, District Bikaner. At Present Plot No. 68, Tirupati Town Kardhani, Police Station Kardhani, Jaipur West. (Presently Confined In Central Jail, Jaipur)

----Applicant

Versus

State Of Rajasthan, Through Public Prosecutor

----Respondent

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| For Applicant(s) | : | Mr. Chain Singh Rathore |
| For Respondent(s) | : | Mr. Gaurav Gupta, PP |

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**JUSTICE ANOOP KUMAR DHAND**

**Order**

**26/10/2026**

1. The instant second bail application has been submitted by the applicant in connection with FIR No.197/2021, registered with the Police Station Vishwakarma, District Jaipur (West) for the offences punishable under Sections 8, 22 and 25 of the NDPS Act, with a prayer to release him on bail for 30 days for the operation of his wife, who is suffering from ovary cyst.

2. This Court, vide order dated 13.10.2026, directed the Public Prosecutor to verify the factum of illness and seriousness of the condition of the wife of the applicant.

3. In pursuance of the aforesaid order passed by this Court, learned Public Prosecutor has furnished the factual report submitted by SHO, Police Station Vishwakarma, District Jaipur

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(West), which indicates that the wife of the applicant went to one Dr. Indu Bala Bishnoi for analysis of her ovary and she was discharged from her clinic on the next day on her own will. Learned Public Prosecutor submits that no document has been produced on the record about the seriousness of the disease suffered by the wife of the applicant. He further submits that the applicant is a habitual offender against whom 10 other criminal cases of similar nature under NDPS Act are lying pending before different districts of the State of Rajasthan and there are chances that the applicant may abscond, in case he is released on bail.

4. Considering the arguments put forward by learned Public Prosecutor and looking to the fact that the petitioner is a habitual offender against whom 10 other criminal cases of similar nature have been lodged and the same are lying pending before different districts of the State of Rajasthan, this Court is not inclined to release the petitioner on interim bail.

5. Accordingly, the instant criminal misc. second interim bail application stands rejected. However, the applicant would be at liberty to file appropriate application before the Superintendent of the concerned Jail, in case, any date of operation of the applicant's wife is fixed. Upon receipt of such application, the Superintendent of the concerned Jail would make appropriate arrangement for taking the petitioner, in custody, to the concerned clinic/hospital, wherever the wife of the applicant wants to get her treatment/operation done.

(ANOOP KUMAR DHAND),J

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