HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous Bail Application No. 17097/2026
CNR: RJHC021044432026 | URN: CRLMB / 31511U / 2026

1. Yash Jain S/o Shri Yogesh Jain, Aged About 23 Years, R/o 56, Lajpat Nagar, Jagatpura, Jaypur - 302017, Rajasthan. (Presently Confined In Central Jail Jaipur).
2. Ashish Kumar Meena S/o Shri Badrinarayan Meena, Aged About 26 Years, R/o 352, Brajpuri, Teelawala, Jagatpura, Jaypur 302029, Rajasthan. (Presently Confined In Central Jail, Jaipur).

----Petitioners

Versus

Central Bureau Of Narcotic, Jaipur, Through Standing Counsel

----Respondent

Connected With

S.B. Criminal Miscellaneous Bail Application No. 17096/2026
CNR: RJHC021044392026 | URN: CRLMB / 31510U / 2026

Dungar Ram S/o Shri Banshilal, Aged About 29 Years, R/o Meghwalon Ki Dhaniyan Khiasaria Tehsil And Police Station Dhechu Phalodhi-342025, Rajasthan. (Presently Confined In Central Jail, Jaipur).

----Petitioner

Versus

Central Bureau Of Narcotic, Through Standing Counsel

----Respondent

For Petitioner(s)	:	Mr. Rajveer Singh Gurjar Mr. Deepesh Kumar Sharma Mr. Anirudh Singh Shekhawat
For Respondent(s)	:	Mr. T.P. Sharma, Special PP for CBN, with Mr. Vaibhav Jhankra

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HON'BLE MR. JUSTICE ANIL KUMAR UPMAN

Order

20/11/2026

1. These bail applications under Section 483 of BNSS have been filed on behalf of the petitioners, who have been arrested in connection with Complaint No.23/2026 registered at Police Station

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Central Bureau of Narcotic, Jaipur for offences punishable under Sections 8/20, 23 & 8/29 of the NDPS Act.

2. Learned counsel for the petitioners submit that accused-petitioners have falsely been implicated in this case. It is submitted that no contraband has been recovered from the conscious possession of the petitioners. It is submitted that the parcel in question had arrived from Thailand and the petitioners have no connection whatsoever with the booking of the alleged parcel. Upon opening the said parcel, Hydroponic Ganja weighing 1kg 80grams was allegedly found concealed. It is submitted that the alleged recovered contraband is marginally above the small quantity. It is submitted that there is no criminal antecedent against the petitioners and trial is likely to take considerable time in its conclusion. Counsel submit that the petitioners are in custody since 03.10.2026 and further custody of the petitioners would not serve any fruitful purpose.

3. Per contra, learned Special Public Prosecutor appearing on behalf of the Central Bureau of Narcotic vehemently opposes the submissions advanced on behalf of the petitioners. He submits that the contraband allegedly recovered in the present case is a special type of narcotic substance which is grown in foreign countries under special conditions to make it more potent. It is submitted that such substances are increasingly attracting the younger generation, which is a matter of serious concern for society. It is submitted that merely because the quantity of Ganja recovered is marginally above the small quantity, the petitioners do not become eligible for bail. Counsel submits that under a

special modus operandi, Ganja is being brought from abroad in quantities less than commercial quantities so as to avoid the provisions of 37 of the NDPS Act and thereby to easily obtain bail. It is submitted that the investigation is still in progress and further investigation is required to ascertain the larger conspiracy. He thus, prays that looking to the nature and gravity of offence, benefit of bail may not be extended to the petitioners.

4. I have carefully considered the arguments from both sides and perused the material available on record.

5. Having regard to the totality of the facts and circumstances of the case; considering the arguments advanced by learned counsel for the petitioners, especially considering the material available on record, as also the fact that no contraband has been recovered from the conscious possession of the petitioners, so also the fact that alleged recovered contraband is marginally above the small quantity, there is no criminal antecedent against the petitioners and trial is likely to take considerable time in its conclusion as well as looking to the period of custody, but without commenting anything on the merits/demerits of the case, this Court deems it fit and proper to allow these bail applications.

6. These bail applications are accordingly allowed and it is directed that accused-petitioners – **(1) Yash Jain S/o Shri Yogesh Jain (2) Ashish Kumar Meena S/o Shri Badrinarayan Meena** and **(3) Dungar Ram S/o Shri Banshilal** shall be released on bail provided, each of them furnishes a personal bond in the sum of Rs.5,00,000/- together with two sureties in the sum of Rs.2,50,000/-, each to the satisfaction of

the learned trial Court with the stipulation that they shall appear before that Court and any Court to which the matter is transferred, on all subsequent dates of hearing and as and when called upon to do so.

7. It is made clear that the accused-petitioners shall not involve in any other offence(s) during currency of the bail and they shall mark their presence in first week of every month in the concerned police station till conclusion of the trial.

8. Concerned SHO shall enter attendance of the petitioners in the Roznamcha. In case the petitioners fail to mark their presence in the concerned police station, the concerned SHO is directed to immediately report the matter to the concerned Court in this regard.

9. If any breach of these conditions is reported or come to the notice of the Court, the same shall alone be a reason for the trial Court to cancel the bail granted to the petitioners by this Court.

10. Office is directed to send a copy of this order to the concerned SHO for necessary compliance.

11. The observations made hereinabove are only for decision of these bail applications and would not have any impact on the trial of the case in any manner.

(ANIL KUMAR UPMAN),J

Crt_16/D-A/83/LALIT MOHAN