HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous Bail Application No. 18229/2026
CNR: RJHC021098822026 | URN: CRLMB / 33446U / 2026

Shahnawaj @ Shahnawaj @ Dilnawaj S/o Shri Mohammad Kayub, Aged About 23 Years, R/o Ward No. 66, Near Nijam Chowk, Bhagwanpur, Police Station Birpur, District Shupol, Bihar. (At present confined in Central Jail, Jaipur).

----Petitioner

Versus

State of Rajasthan, through Public Prosecutor.

----Respondent

For Petitioner(s)	:	Mr. Umesh Dixit
For Respondent(s)	:	Mr. Amit Kumar Gupta, P.P.

HON'BLE MR. JUSTICE ANIL KUMAR UPMAN

Order

19/11/2026

1. This bail application under Section 483 of BNSS has been filed on behalf of the petitioner, who has been arrested in connection with FIR No.843/2026 registered at Police Station Pratap Nagar (Jaipur City (East)), District Jaipur City (East) for offences punishable under Section 8/20 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short "NDPS Act").

2. Learned counsel for the petitioner submits that petitioner has falsely been implicated in this case. Counsel submits that false recovery of 10.854 kg of *Ganja* has been shown from the petitioner. Counsel submits that alleged recovered contraband is below commercial quantity and therefore, provisions of Section 37 of the NDPS Act are not attracted. It is submitted that trial is likely to take considerable time in its conclusion. Counsel submits that

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there is no criminal antecedent of the petitioner. Counsel further submits that petitioner is in custody since date of his arrest and further custody of the petitioner would not serve any fruitful purpose.

3. Learned Public Prosecutor opposes the submissions advanced on behalf of petitioner.

4. I have considered the contentions.

5. Having regard to the totality of the facts and circumstances of the case; considering the arguments advanced by learned counsel for the petitioner, especially the fact that alleged contraband is below commercial quantity; absence of criminal antecedent and petitioner is in custody since date of his arrest and trial is likely to take considerable time in its conclusion, but without commenting anything on the merits/demerits of the case, this Court deems it fit and proper to allow the bail application.

6. This bail application is accordingly allowed and it is directed that accused-petitioner- **Shahnawaj @ Shahnawaj @ Dilnawaj S/o Shri Mohammad Kayub** shall be released on bail provided he furnishes a personal bond in the sum of Rs.3,00,000/- together with two sureties in the sum of Rs.1,50,000/- each to the satisfaction of the learned trial Court with the stipulation that he 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-petitioner shall not involve in any other similar offence(s) during currency of the bail and he shall mark his presence in first week of every month in the

concerned police station till conclusion of trial.

8. Concerned SHO shall enter attendance of the petitioner in the Roznamcha. In case the petitioner fails to mark his 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 comes to the notice of the Court, the same shall alone be a reason for the trial Court to cancel the bail granted to him 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 the bail application and would not have any impact on the trial of the case in any manner.

(ANIL KUMAR UPMAN),J

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