

**HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JODHPUR**

S.B. Criminal Miscellaneous Bail Application No. 10299/2026
CNR: RJHC010780322026 | URN: CRLMB / 22561U / 2026

Mohit Sharma S/o Ramesh Kumar Sharma, Aged About 25 Years,
Resident Of Ward No 31 Rajeev Basti Rawatsar Police Station
Rawatsar District Hanumangarh (Raj) (At Present Lodged In
Central Jail Bikaner)

-----Petitioner

Versus

State Of Rajasthan, Through Pp

-----Respondent

For Petitioner(s)	:	Mr. Kuldeep Sharma
For Respondent(s)	:	Mr. Hanuman Prajapati, PP

HON'BLE MR. JUSTICE BALJINDER SINGH SANDHU

Order

06/08/2026

Heard learned counsel for the parties, and perused the material available on record.

The petitioner has been arrested in connection with FIR No.72/2026 of Police Station Mahajan, District Bikaner, for the offences punishable under Sections 8/15, 29 and 30 of NDPS Act. He has preferred this bail application under Section 483 of BNSS.

Learned counsel for the petitioner submits that the alleged contraband, namely 1.849 kg of poppy straw, was not recovered from the petitioner. It is submitted that the said contraband was recovered from an open place, i.e., the roadside, and the recovered quantity is below the commercial quantity. It is further submitted that the petitioner has been implicated in the case on the basis of the said recovery. Learned counsel further submits

that, so far as the criminal cases are concerned, in one case registered under the NDPS Act, the petitioner has been acquitted by the learned trial Court vide order dated 29.05.2026, and in another criminal case registered under the IPC, the petitioner has also been acquitted. The petitioner has been in judicial custody since 23.07.2026, and the trial is likely to take a considerable time to conclude.

Per contra, learned Public Prosecutor has vehemently opposed the bail application.

This Court has considered the arguments advanced by learned counsel for the petitioner and finds that the alleged contraband, namely 1.849 kg of poppy straw, was not recovered from the petitioner. The said contraband was recovered from an open place, i.e., the roadside, and the recovered quantity is below the commercial quantity. It appears that the petitioner has been implicated in the case on the basis of the said recovery. Further, so far as the criminal cases are concerned, in one case registered under the NDPS Act, the petitioner has been acquitted by the learned trial Court vide order dated 29.05.2026, and in another criminal case registered under the IPC, the petitioner has also been acquitted. The petitioner has been in judicial custody since the date of his arrest, and the trial is likely to take a considerable time to conclude.

Hence, keeping in view of the fact that conclusion of the trial of the case is likely to take time. The recovered contrband is below commercial quantity and the prosecution has not shown any apprehension of the petitioner fleeing away from justice, in case he is enlarged on bail and without expressing any opinion on the



merits of the case, this Court deems it just and proper to grant bail to the petitioner under Section 483 of BNSS.

Accordingly, this bail application filed under Section 483 of BNSS is **allowed** and it is directed that petitioner – **Mohit Sharma S/o Ramesh Kumar Sharma**, shall be released on bail in connection with aforesaid FIR, if not wanted in any other case, provided he executes a personal bond in the sum of Rs.1,00,000/- with two sound and solvent sureties of Rs.50,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(BALJINDER SINGH SANDHU),J