

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

S.B. Criminal Miscellaneous Bail Application No. 10396/2026
CNR: RJHC010788062026 | URN: CRLMB / 22714U / 2026

1.

Ramniwas S/o Suresh Kumar, Aged About 23 Years,
Resident Of Modiyawat, District Deedwana- Kuchaman.
(Presently Lodged At Sub-Jail Deedwana, District
Deedwana-Kuchaman)
2.

Birdichand @ Mahendra S/o Ladu Ram, Aged About 21
Years, Resident Of Badi Beri, District Deedwana-
Kuchaman. (Presently Lodged At Sub-Jail Deedwana,
District Deedwana-Kuchaman)

-----Petitioners

Versus

State Of Rajasthan, Through Pp

-----Respondent

For Petitioner(s)	:	Mr. Aditya Singh Rathore
For Respondent(s)	:	Mr. Hanuman Prajapati, PP assisted by Mr. Omprakash Choudhary

HON'BLE MR. JUSTICE BALJINDER SINGH SANDHU

Order

07/08/2026

1.

This application for bail under Section 483 BNSS has been
filed by the petitioners, who have been arrested in connection with
F.I.R. No.147/2026 registered at Police Station Deedwana, District
Deedwana-Kuchaman for the offence under Sections 8/22 of NDPS
Act.
2.

Learned counsel for the petitioners contends that they have
falsely been implicated in this case. The allegedly recovered
contraband substance **(7.61 grams of MDMA)** is below
commercial quantity, as prescribed under the NDPS Act and, as

such, rigour of Section 37 of the NDPS Act of not releasing the accused on bail is not attracted. The criminal antecedents of the petitioners are clear. The petitioners are in judicial custody since 26.07.2026 and trial of case is likely to take a long time, therefore, benefit of bail may be granted to the petitioners.

3. Per contra, learned Public Prosecutor opposed application, however, is not in a position to refute the aforesaid submissions.

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

5. This Court has considered the arguments advanced by the learned counsel for the petitioners and finds that the alleged recovered contraband substance **(7.61 grams of MDMA)** is below commercial quantity, as prescribed under the NDPS Act and, as such, rigour of Section 37 of the NDPS Act of not releasing the accused on bail is not attracted. The criminal antecedents of the petitioners are clear. The petitioners are in judicial custody since 26.07.2026.

6. Hence, keeping in view the overall facts and circumstances of the case; conclusion of the trial of the case is likely to take time; the narcotic contraband alleged to be recovered from the petitioner is below commercial quantity; the prosecution has not shown any apprehension of the petitioner fleeing away from justice, in case he is enlarged on bail; but, without expressing any opinion on the merits of the case, I deem it just and proper to grant bail to the petitioners under Section 483 of BNSS.

7. Accordingly, this bail application filed under Section 483 of BNSS is allowed and it is directed that petitioners - **Ramniwas S/o Suresh Kumar and Birdichand @ Mahendra**, shall be



released on bail in connection with the aforesaid FIR, it not wanted in any other case, provided they execute 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 their 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