

SC No. : 13/2025
FIR No. : 74/2024
State v. Pintu Raut
PS : NDRS
u/s : 20/61/85 NDPS Act

05.06.2025

Present: Sh. Alok Saxena, Ld. CPP for State.
Sh. Ankaj Giri, Ld. Counsel for applicant/accused
Pintu Raut.

This order of mine shall dispose off the application for grant of regular bail to the applicant / accused **Pintu Raut**.

Arguments on the bail application heard and the application and IO report and the case file perused.

Ld. Counsel for applicant/accused has contended that the grounds of arrest were not given to the applicant/accused therefore, the arrest of applicant/accused is void. But, this contention has been rightly rebutted by Ld. CPP for the State on the ground that the Hon'ble Supreme Court of India has reserved the order on the point of grounds of arrest to be given in writing separately from the reason of arrest vide order dated 22.04.2025 *in Special Leave to Appeal (Crl.) No(s). 17132/2024 in case of 'Mihir Rajesh Shah v. The State of Maharashtra & Anr.'* Also, this order has been complied by Hon'ble High Court of Delhi in case of '*Mohd. Akram v. State of NCT of Delhi*,' *W.P. (CRL) 809/2025, pronounced on 29.04.2025* wherein Hon'ble Delhi High Court has not given any opinion on the point of said ground of arrest because the same is pending before the Hon'ble Apex Court.

Even, Ld. CPP for the State has rightly contended that the reason/grounds of arrest have been duly given to the applicant/accused Pintu Raut as per arrest memo and his signatures

have also been taken and so there is no violation of Section 50 of Cr.P.C. Also, present case being case of recovery of 21.962 kgs of ganja from the possession of applicant/accused Pintu Raut and even notice u/s 50 NDPS Act was duly given. So, it is not a case where applicant/accused has been arrested all of sudden. Hence, there is no violation of Section 50 Cr.P.C.

Also, the allegations against the applicant/accused Pintu Raut are u/s 20/61/85 NDPS Act in a case of recovery of 21.962 kgs of ganja from his possession which is a commercial quantity and there is bar u/s 37 of NDPS Act in the present case. Thus, the allegations against the applicant/accused are grave and serious in nature.

Further, keeping in view the that the case is at the stage of charge and there is every likelihood that applicant / accused Pintu Raut would abscond, if at liberty. So, I do not find any merit in the present application of the applicant / accused Pintu Raut. Hence, the present application of the applicant / accused Pintu Raut for grant of regular bail is hereby **dismissed**.

Application is disposed off accordingly.

This order of mine shall not effect the merits of the case.

Copy of the order be given dasti to Ld. Counsel for applicant / accused.

Copy of the order be sent to concerned Jail.

(Ekta Gauba Mann)
Special Judge (NDPS-01)
(Central) Tis Hazari Courts
Delhi/05.06.2025