

MHCC020093562026



IN THE COURT OF THE SPECIAL JUDGE FOR N. D. P. S. CASES
AT GREATER MUMBAI

NDPS BAIL APPLICATION NO.604 OF 2026

Sidhant s/o. Prashant Ghadge
Age : 24 years, Occ : Labour,
R/o.: Room No.5, Line No.H,
Road No.11, Baiganwadi,
Govandi, Mumbai.

... Applicant

- VERSUS -

The State of Maharashtra
(Through Colaba police station
Mumbai vide Cr. No.82/2026)

... Respondent

Appearance :-

Smt. T. S. Shaikh, Advocate for applicant/accused.

Mr. B. G. Rajput, A. P. P. for respondent/State.

CORAM : H. H. THE SPECIAL JUDGE (N. D. P. S.)
SHRI. S. S. DESHPANDE,
(COURT ROOM NO.44), GR. MUMBAI.

DATE : 11/08/2026

ORDER

. This is an application for regular bail filed by the applicant Sidhant Ghadge, who is arrested for the offence under Section 8 (c) punishable under Sections 20 (b) (ii), 22 (b) and 29 of The Narcotic Drugs and Psychotropic Substances Act (hereinafter referred as 'Act' for the sake of brevity).

2] It is case of the prosecution that the informant PC Prashant Mane has lodged first information report *inter alia* alleging, therein, that on 24/2/2025 between 11:00 to 11:30 a.m. accused named Nabi Ismail Shaikh was found in suspicious condition. Upon his interception and conducting personal search in presence of panchas upon following due procedure under Section 50 of the Act he was found in possession of six packets from his shoes. It is further alleged that upon opening the said packets 10 tablets marked as N/10 and 65 orange tablets along-with broken tablet pieces were found in his possession.

3] It is further case of the prosecution that during the interrogation and recovery it revealed that accused Nabi Shaikh had procured the said contraband from one Mamu Becham and his friend Siddhu had instructed to deliver the said substance to one Khatri at Sessions Court premises. Based on the aforesaid accusations, crime as referred above, came to be registered.

4] Learned advocate for the applicant has urged that that the applicant Siddhant was not found present at the scene of incident, nor was he found in possession of any contraband article. The entire case is based on the alleged disclosure statement of the co-accused Nabi Shaikh. Except the same, there is absolutely no material connecting the applicant with the alleged offence. The investigating agency has not collected any call data records, or electronic communication, or CCTV footage. Similarly, there is no financial transaction *inter se*. There is no material collected by the investigating agency to establish that any meeting amongst accused Nabi Shaikh was held with the present applicant. Hence by giving much stress by arguing that the investigation

into the crime is already over, it is prayed for enlarging applicant on bail.

5] It is pointed out that the co-accused Nabi Shaikh and Naushad are already enlarged on bail by the learned Additional Chief Judicial Magistrate vide order dtd. 30/3/2026 passed on BA Nos. 403/2026 and 429/2026.

6] Learned A. P. P. has opposed the application and submitted that the offences registered against the applicant are of serious nature. Accused Nabi was found in possession of Nitrazepam and Alprazolam along-with Charas of 24 Gms., 07.38 Gms. N/10 Nitrazepam tablets and 9.43 Gms. of broken tablets of Alprazolam and, therefore, charge-sheet came to be filed under Section 22 (b) sub-section (ii) instead of 22 (a) of the Act. It is further alleged that the CDRs and call data records are also collected by the investigating agency. The applicant is further involved in Cr. No.270/2022 registered for the offences punishable under Sections 302, 120-B and 323 read with Section 34 of The Indian Penal Code with Deonar Police Station. Mainly, on these grounds, it is prayed for rejection of the prayer.

7] It is admitted fact on record that the applicant was not apprehended at the scene of incident. It is also not disputed that the applicant was not found in possession of any contraband article. There is no recovery of any contraband involved in alleged crime, nor any substantial evidence is brought on record in the form of statement of witnesses to show that the applicant was having any nexus with the co-accused, just prior to, or after the incident. There is no substantial evidence brought or any monetary transaction brought on record in order to *prima facie* establish nexus amongst the principal accused Nabi

and the applicant. The applicant is admittedly not involved in any offence under the Act. Mere involvement of the applicant in earlier crime cannot be said to be an impediment for enlarging him on bail, as he is not a previous convict for any of the offences. The applicant is arrested in the present crime on 8/5/2026 and supplementary charge-sheet is also filed on 22/7/2026. Moreover, the property or contraband involved in the crime also does not fall within the category of commercial quantity. Hence considering all the aforesaid set of facts and circumstances, considering further detention of the applicant is not necessary for conducting further investigation. Hence, the applicant is entitled to be released on bail on imposing certain stringent conditions. Hence the order : -

ORDER

- 1] Bail Application No.604/2026 is hereby allowed.
- 2] Applicant/accused Sidhant s/o. Prashant Ghadge be enlarged on bail on executing P. B. and S. B. of Rs. 50,000/- in crime No. 82/2026 registered with Colaba police station for the offence punishable under Sections 8 (c) read with Section 20 (b) (ii) (A), 22 (a) and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985 with one or two sureties of the like amount, on the following conditions :-
 - a) He shall not misuse the liberty. He shall not involve himself in any criminal activities,
 - b) He shall not make any attempt to tamper prosecution evidence or witnesses, in any mode or manner,

- c) He shall furnish his permanent residential address and mobile number to the Investigating Officer,
- d) He shall attend each and every date of hearing without fail and shall assist this Court in expeditious disposal of the case,
- e) He shall not leave India without prior permission of this Court.
- 3] Breach of any of the conditions, if any, may entail in cancellation of bail.

Date : 11/08/2026.

(S. S. DESHPANDE)
 Special Judge (N.D.P.S.),
 City Civil & Sessions Court,
 Court Room No.44, Gr. Bombay

Dictated on : 11.08.2026
 Typed on : 12.08.2026
 Signed on : 13.08.2026

“CERTIFIED TO BE TRUE AND CORRECT COPY OF THE ORIGINAL SIGNED ORDER.”		
13/08/2026	06:15 p.m.	V. V. Kulkarni
UPLOAD DATE	TIME	NAME OF STENOGRAPHER

Name of the Judge (With Court Room No.)	H. H. Judge Shri. S. S. Deshpande, Court Room No. 44.
Date of Pronouncement of ORDER	11/08/2026
ORDER Typed on	12/08/2026
ORDER signed by P. O. on	13/08/2026
ORDER uploaded on	13/08/2026

