

SC No. 604/2025
STATE Vs. BAL KISHORE
FIR No. 486/2025
PS Rajouri Garden

10.12.2025

Pr: Sh. Subhash Chauhan, Ld. Chief PP for the State.
Ld.Counsel for the applicant/accused.

File perused. Heard.

This is an application filed on behalf of applicant/accused
Bal Kishor for grant of bail u/s 483 of BNSS.

Copy of Reply has already been filed. Copy also supplied.

Arguments heard. Case file gone through.

It is submitted by Ld. Counsel that accused is innocent and has been falsely implicated in the present case. It is further submitted that applicant was arrested on 18.09.2025 and since then he is in JC. It is further submitted that the chargesheet has already been filed in the present case. It is further submitted that the alleged recovery is of intermediate quantity and there is no bar of section 37 of NDPS in the present case. It is further submitted that the applicant has clean antecedents and he is not involved in any other case. With these submissions, prayer is made for grant of regular bail.

On the other hand, Ld. Chief PP for the state has strongly opposed the present bail application of the accused on the ground that the allegations against the accused are serious in nature and the possibility of tempering of evidence and influencing of witness and fleeing away from the justice cannot be ruled out in case applicant/accused is admitted on bail. Ld. Chief P.P has

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prayed for the dismissal of the present bail application of the accused.

The alleged recovery from the applicant/accused is stated to be of 5.039 kg of Ganja and same is of intermediate quantity.

Considering the fact that the amount of contraband received from the possession of the accused is of intermediate quantity, therefore, bar u/s 37 of NDPS is not made out in the present case. Applicant/accused is in JC since 18.09.2025. Chargesheet has already been filed in the present case. The conclusion of trial shall take considerable time. Accordingly, without reflecting much on the merits of the case, at this stage and keeping in view the totality of facts and circumstances of this case, the applicant/accused is admitted to bail upon furnishing of personal bond in sum of ₹30,000/- with one surety of the like amount and subject to the same conditions :

- i) That the accused will not jump the bail and will appear in the court regularly.
- ii) That accused shall not indulge into similar offence or any other offence in the event of release on bail.
- iii) That accused shall not tamper/influence any evidence/witness in any manner.
- iv) That in case of change of residential address, accused shall intimate the court about the same within a week.
- v) That accused shall not leave the country without permission of Court.

Nothing stated hereinabove shall tantamount to be an expression of final opinion on the merits of the case. With above observations, application stands disposed off accordingly.

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Copy of the order be given dasti, as prayed for.

Copy of the order be also sent to the concerned Jail Superintendent for information.

(Satvir Singh Lamba)
ASJ/Special Judge (NDPS(West))
THC/Delhi/10.12.2025