

MHCC020012562026



**IN THE SPECIAL COURT FOR NARCOTIC DRUGS AND
PSYCHOTROPIC SUBSTANCES ACT, 1985, AT GR. BOMBAY**

NDPS BAIL APPLICATION NO. 86 OF 2026

IN

REMAND APPLICATION NO.1289 OF 2025

Aameen Yunus Khan

Age: 24 year, Occupation : Electrician

R/at : Room No. 9, Type B-2 Line, Sector-

19, Vashi, Navi Mumbai - 400703

...Applicant / Accused

V/s.

The State of Maharashtra

(At the instance of Mankhurd Police

Station, vide CR No.440/2025)

...Prosecution/Respondent

Appearance :

Ld. Adv. Kanchan S. Chindarkar for Applicant/Accused.

Ld. APP Mr. Shankar Erande for State/Respondent.

CORAM : H.H. J. SHRI U.C. DESHMUKH

ADDL. SESSIONS JUDGE (C.R.43)

DATE : 13/03/2026

ORDER

This is an application moved by the applicant/accused **Aameen Yunus Khan** under Section 483 of BNSS, 2023 to release him on bail in C.R. no.440/2025 registered with Mankhurd Police Station, Mumbai for the offence under Sections 8(c), 22, 29 of the NDPS Act (in short the Act).

2. It is submission on behalf of the applicant that he was just assisting accused no.1 to take the medicines to be given to the mother of accused no.1. The recovery of contraband was shown to be recovered from the accused no.1. Thus, rigors of Section 37 of the Act is not attracted against the applicant/accused. The applicant is in judicial custody since 05/09/2025. Hence, prayed to allow the application.

3. Ld. APP submits that both the accused, including the applicant, are apprehended and arrested on the spot. Total 110 cough syrup bottles are recovered, which falls in the commercial quantity. The investigation is in progress. The sample of contraband was sent to FSL for examination. The other persons might have been involved in the crime, who are yet to be arrested. Hence, prayed to reject the application.

4. The case of the prosecution is that on 25/08/2025, the information was received to PSI Amit Nilakh that at about 19:30 hours 2 persons are coming from Vashi towards Mumbai at Juna Jakat Naka to sell contraband. Accordingly, after following due procedure of law, the applicant and accused no.3 were apprehended on the spot i.e. Juna Jakat Naka, Mankhurd, Mumbai. On search of accused no.1, 110 bottles of cough syrup known as 'Onrex' are recovered. Accordingly, aforesaid crime came to be registered.

5. During further investigation, Investigating Officer recorded statements of eyewitnesses. The sample of contraband has been sent to FSL, for examination. The report is received and it transpired that the recovered substance falls within the terms contraband.

6. Admittedly, recovered substance falls within commercial quantity. Thus, rigors of Section 37 of the Act are attracted. The Ld. Advocate of the applicant submits that the applicant was helping the accused no.1, who went out to fetch medicines for his mother. However, huge recovery of contraband i.e. 110 bottles of cough syrup, disbelieves such statement and it is not acceptable at this stage. The investigation is in progress. Investigating Officer has to find out the persons connected with the crime. If the applicant is released on bail at this stage, there is every possibility of pressurizing the witnesses and tampering with case. Hence, application deserves to be rejected with following order -

ORDER

- (i) NDPS Bail Application no.86/2026 of applicant/accused **Aameen Yunus Khan** in C.R.no.440/2025 registered with Mankhurd police station stands rejected and disposed of accordingly.

Date : 13/03/2026



(U. C. DESHMUKH)
N.D.P.S Special Judge
City Civil & Sessions Court,
Gr. Bombay (CR.43)

Signed on : **17/03/2026**

“CERTIFIED TO BE TRUE AND CORRECT COPY OF THE ORIGINAL SIGNED JUDGMENT/ORDER”		
UPLOAD DATE	TIME	NAME OF STENOGRAPHER
17/03/2026	12.59 p.m.	Kishor P. Sherwade (Stenographer Grade-I)
Name of the Judge		H.H.J. U. C. Deshmukh NDPS Spl. Judge (C.R.No.43)
Date of Pronouncement of Judgment/Order.		13/03/2026
Judgment/order signed by PO on		17/03/2026
Judgment/order uploaded on		17/03/2026