

SC 106/2025
STATE Vs. SANDEEP KUMAR
FIR NO. 170/2024
PS-Crime Branch-S.W.Delhi
U/S 20(B)(IIC)25/29 of NDPS ACT
CNR No. DLSW01-001655-2024

30.04.2026

This is an application u/s 483 BNSS moved on behalf of applicant/accused Rajeev Kumar @Rajiv for grant of regular bail.

Present: Sh. Pramod Kumar, Ld. Addl. PP for the State.
Ms. Suman Yadav, Ld. counsel for applicant/accused.

Reply filed. Copy supplied.

Arguments heard.

It is submitted by Ld. Counsel for the accused/applicant that accused/applicant is falsely implicated in the present case and has been in judicial custody since 13.02.2026. It is further submitted that as per prosecution case, recovery of alleged contraband i.e. Ganja was effected from co-accused persons, namely, Sandeep, Joginder and Naveen, who were apprehended at the spot. It is further submitted that no recovery whatsoever has been effected from the applicant/accused. It is further submitted that applicant/accused has been arrested on the disclosure statements of other co-accused persons, which are inadmissible in evidence and cannot be the sole basis for arrest or continued incarceration. It is further submitted that investigation qua the applicant/accused is completed and charge-sheet has been filed. It is further submitted that applicant/accused is ready to abide by all the conditions which may be imposed upon him and therefore, it is requested that he may be granted bail.

On the other hand, Ld. Addl. PP for the State has opposed the bail application on the basis of reply filed by the IO stating that commercial

quantity of contraband has been recovered in the present case. It is further submitted that offence is grave in nature and hence, it is prayed that he may not be granted bail.

Submissions considered. Record perused.

The record reveals that applicant/accused was arrested on the basis of disclosure statement and there is no recovery of any contraband from him, therefore, bar of Section 37 NDPS Act does not apply upon applicant/accused. Further, perusal of record shows supplementary charge-sheet has been filed in the present case qua accused Rajeev, and therefore, he is not required to be kept in custody for the purpose of investigation. All other accused persons are on bail. No purpose would be served by keeping the applicant behind the bars for indefinite period.

Considering the above stated, this Court is inclined to grant bail to the present applicant/accused. Accordingly, the application stands allowed. **Applicant/accused Rajeev Kumar @Rajiv S/o Suresh Kumar is hereby granted bail** on furnishing personal bond in sum of Rs. 30,000/- with one surety of like amount to the satisfaction of the Court. Accused is directed to not get involved in similar offence, else his bail may be reconsidered. He is directed to appear before the Court on each and every date.

Application stands disposed of accordingly.

Copy of this order be given dasti to Ld. counsel for applicant, if prayed for. Copy of this order be also sent to Jail Superintendent for information and compliance.

No observations are made on the merits of the case.

(Bhavna Kalia)
Spl. Judge (NDPS)-01/Dwarka Courts/SW
New Delhi/30.04.2026