

Bail matter 729/2025
Custom Vs Rocky Rajesh Balchandani
File no. VIII(AP) (10) P&I/5294-B/Arrival/2025
U/s. 20/23/29 NDPS Act

13.05.2025

Present: Sh. Manikya Taneja, Advocate on behalf of Sh. P.C. Aggarwal, Ld. SPP for customs.
Ms. Prabjyoti K Chadha, Ld. Counsel for applicant/accused appeared through V/C.
Sh. Javed A Shikh and Sh. Rohan Singh, Ld. Counsel for applicant/accused.

Fresh vakalatanama filed on behalf of the accused.
Be taken on record.

Ms. Prabjyoti K Chadha, Ld. Counsel for the applicant/accused appearing through V/C has no objection, if the application is argued by freshly engaged Ld. Counsel.

This is an application under Section 480 BNSS for grant of bail moved on behalf of applicant/accused Rocky Rajesh Balchandani.

Reply to the bail application filed. Copy supplied.

Arguments heard.

It is stated by Ld. Counsel for applicant/accused that applicant/accused is innocent and falsely implicated in this case and in JC since 23.03.2025. It is further stated that the accused was not aware that the packet given to the accused was containing Ganja and the details of the said lady was given to the Custom officials. It is further stated that alleged investigation qua the present applicant/accused is almost complete and no

fruitful purpose would be served keeping the accused in JC. It is further stated that there is no chance of his absconding or tampering with the evidence. It is further stated that the accused shall abide by all the conditions imposed by the court. It is orally stated that wife of the applicant/accused is admitted in ICU at Leelawti Hospital from 25.04.2025 and is suffering from KCO/DM HTN WITH ARF & HEPATITIS. It is prayed that applicant/accused be granted bail.

Ld. Proxy Counsel for Customs has opposed the bail application stating that the allegations against the applicant/accused are serious in nature and prayed that bail application be dismissed.

The applicant/accused Rocky Rajesh Balchandani is in custody since 23.03.2025. The applicant/accused was apprehended with 11973 grams Ganja, which is intermediate quantity. Conclusion of trial is not likely to take place very soon and no useful purpose shall be served by keeping the applicant/accused in judicial custody.

Considering the overall facts and circumstances, the period of incarceration of the applicant/accused and the fact that there is no requirement of further custody of applicant/accused, applicant/accused **Rocky Rajesh Balchandani** is admitted to bail on his furnishing personal bond in the sum of Rs.50,000/- with one surety of the like amount..

The bail is granted subject to the following conditions:

1. The applicant/accused shall not directly or indirectly in any manner contact, influence or threaten the witnesses;
2. The applicant/accused shall not leave country without prior permission of the court;
3. The applicant/accused shall not tamper with evidence of the case in any manner.
4. The applicant/accused shall not commit similar offence, failing which State shall be entitled for cancellation of bail.

Copy of the order be sent to accused through Jail Superintendent concerned. Copy of order be also given dasti to the parties.

(MANU GOEL KHARB)
SPECIAL JUDGE(NDPS)-02
DWARKA COURTS, NEW DELHI
13.05.2025