



In The Court of Judge Special Court NDPS Act, Nagpur.

Presided over by
Shri. M. S. Ganorkar.

Special Case (NDPS Act) No.191 Of 2026

CNR No. MHNG010029902026.

Crime No.576 of 2025, P.S.Railway police Station,
Nagpur.

State of Maharashtra.
(Through P.S.Railway Police Station, Nagpur.)
V/s
Rambhajan Yadav and ors.

Applicant - Rambhajan Santosh Yadav.

Order below Exh.8
(Date: 22nd May 2026)

1. This is an application for issuance of directions as applicant/accused be released on bail , U/Section 483 of the Bhartiya Nagarik Suraksha Sanhita. Applicant/accused booked in Crime No.576 of 2025, for the offences punishable U/Sections 20(b)(ii)(c), 29 of the NDPS Act.
2. Perused the application along with documents annexed here with and say/report of Investigating Officer/APP. Heard both the sides at length.
3. In the light of this facts emerged, submissions by the parties and material on the record, the following points arise for determination before this Court. The said points and the findings thereon which follow the reasons as:

Point For Determination.

Sr. No.	Point	Finding
1.	Whether the applicant/accused made out the case as to issuance of direction as to be released on bail, in the given set of facts?	...Yes.
2.	What order?	...Application allowed as per final order.

REASONS

As to the point no.1:

4. It is case of the applicant that he is apprehended/arrested by police station Railway Police, Nagpur in connection with crime No.576/2025 under Section 20(b)(ii)(c), 29 of the NDPS Act and now he is in judicial custody. It is alleged that on 26/12/2025 as per order of the complainant HC Ajay, PC Harvinder, Rahul, Jasvir of the crime intelligence branch of Nagpur were on duty at platform no.2 and 3 of Nagpur station for crime prevention and surveillance. Meantime train No.12843 arrived at platform no.3 at 3.30pm suspicious passenger was stopped while carrying two bags. On interrogation he told his name Rambhahan Yadav and asked about contents of bag but he was avoiding, therefore, the complainant along with staff took search found Ganja 9.65 kg seized by the police in presence of panch, prepared panchnama, arrested the accused and thereafter, registered the offence under the NDPS Act.
5. It is submitted that the applicant falsely implicated in the said offence and there is no nexus with the said offence. Since the arrest of accused on 27/12/2025 he is in jail. Custodial interrogation is not necessary. If the applicant released on bail he is ready to abide by all

conditions as imposed by the Court. Hence, prayed that application be allowed.

6. The Investigating officer opposed the application on the ground that still investigation is going on. The offence is serious and if the applicant released on bail he will tamper the evidence and witnesses. The contraband Ganja 9.65 kg seized from the accused is for selling purpose. Hence, prayed that application be rejected.
7. Learned Counsel for applicant argued that the applicant is in custody since last about 4 months 26 days. Further detention of the applicant is not necessary for the investigation. The applicant is falsely implicated in this case. The quantity of drug found in possession is 9.65 kg which is below commercial quantity. There is no likelihood the applicant would abscond. In the present crime charge-sheet is filed and custodial interrogation of the applicant is not necessary. He is ready to abide by all condition if released on bail and co-operate with the investigation. Hence, prayed for grant of bail.
8. Learned APP argued that the applicant if released on bail may abscond and he may repeat such offence in future. Hence, prayed for rejection of application.
9. I perused the charge-sheet it appears that applicant is in custody since last about 4 months 26 days. In the present crime charge-sheet is filed and custodial interrogation of the applicant is completed. His further detention is not necessary for investigation. He cannot be detained in custody till completion of the trial. The bar of Section 37 of the NDPS Act is not applicable as quantity of contraband seized is below commercial quantity. Hence, by applying suitable condition the applicant is entitled for bail. Hence, proceed to pass following order.

ORDER

1. Application (Exh.8) is allowed.
2. Applicant/accused ***Rambhajan S/o Santosh Yadav***, be released on bail, on executing Personal Recognition for bond of Rs.50,000/- (Rupees Fifty Thousand only) with surety in the like amount, in Crime Register No.576 of 2025 of Railway Police Nagpur *Police Station*, for the offence punishable U/Section 20(b)(ii)(c), 29 of the NDPS Act, subject to following conditions :-
 1. *The applicant shall not tamper with the evidence and the witnesses, in any manner. Further, the applicant is directed, he shall not directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer.*
 2. *The applicant shall not commit the similar offence of which he is charged.*
 3. *Applicant is further directed as to submit complete address proof, mobile number of his own and as well as two those persons who are related to him.*
 4. *Applicant/accused shall remain present on each date of proceeding or as and when called.*

Dictated and pronounced in open Court.

Date : 22nd May 2026.

(Manish S. Ganorkar)
Judge Special Court NDPS Act,
Nagpur.