

MHPU080011482026



S.C.C. No. 733/2026

State Vs. Amar

Under Section 8 (c), 20 (b)(ii)(a) of
N.D.P.S. Act.

ORDER PASSED BELOW EXH. 6

(Dated 06/07/2026)

Read application and say filed by learned APP for the state and investigating officer. Heard both the parties. Perused the case papers.

2. The accused filed instant application for releasing him on bail on the grounds that the offence is triable by this court and punishable upto one year punishment. The accused is the bread earner member of his family. His entire family is dependent upon him. He is ready to abide any condition imposed by this court and to co-operate the investigating agency. Per contra, the learned APP opposed the application by filing her say on the grounds that the offence is serious in nature and non-bailable. The investigation is in progress. 392 grams cannabis (Ganja) was seized from the accused. The source of contrabanded is yet not found. If the accused is released on bail, then he will tamper and hamper with the prosecution evidence and witnesses. He will commit similar kinds of offence. Therefore, considering the nature of offence prayed for rejection of this application.

3. The investigating officer opposed the application by filing say on the grounds that the accused is doing nothing if the accused is

released on bail then he will commit similar kind of offence and the accused has not given information regarding from where he brought Ganja. Therefore, prayed for rejection of this application.

4. After hearing both the sides. Perused the record. Upon perusal of the police papers it depicts that the offence leveled against the accused is the offence punishable under section 8 (c) and 20 (b) (ii)(a) of N.D.P.S. Act which is serious in nature. Though the offence is serious in nature, but however, the investigating officer himself has not sought further police custody of the accused. 392 grams of Ganja is seized from the accused which is small quantity. The chargesheet has already been filed. The trial will take its own time. No fruitful purpose would be served by keeping the accused behind bar. Therefore, accused is released on bail on his execution of personal bond of Rs.20,000/- (Rs. Twenty Thousand) with one solvent surety in the like amount subject to following conditions.

- 1) The accused shall not tamper the prosecution witnesses.
- 2) The accused shall furnish his own registered address and phone number and also the registered addresses and phone numbers of his two near or blood relatives at the time of filing surety.
- 3) The accused be informed about the said order by forwarding the copy of this order through E-mail to the Jail Authority.

Date : 06/07/2026

(Maimuna Sultana M.)
Judicial Magistrate First Class,
Khadki, Pune.