

MHRG170003242026



**IN THE COURT OF ADDITIONAL SESSIONS JUDGE, PANVEL-
RAIGAD, AT : PANVEL
ORDER BELOW EXHIBIT NO.1
IN BAIL APPLICATION NO. 157/2026
(DATED 10/03/2026)**

The applicant Shripat Ganpat Suryavanshi has filed present application for regular bail U/Sec.483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in Crime No.38/2026 registered with Khopoli police station for the offences punishable under sections 20(b)(ii)(c) and 8(c) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (hereinafter referred to as the “NDPS Act”).

2. In short the prosecution case is that, on 10/02/2026 the informant police constable Akash Netaji Dongre received a secret information that the present applicant has stored Ganja in his house with intention to sell. Immediately the said information was conveyed to superior officials and after getting their permission one raiding team including informant came to be formed. Presence of panch witnesses and gazetted officer was secured. Necessary instruments for conducting raid were procured. Thereafter raiding team conducted raid on the house

of applicant. During the house search of applicant 15 kgs 400 gms Ganja was found. The said contraband came to be seized. The members of raiding team thereafter completed all necessary formalities as envisaged under NDPS Act. The informant thereafter lodged report with Khopoli Police Station. On the basis of report so lodged by informant an offence came to be registered vide C.R.No.38/2026 under above mentioned Sections.

3. Heard Ld. Advocate Shri. Ankit Bangera for the applicant and Ld. Spl.PP. Shri. Y.S.Bhopi for the opponent State. Perused application, say filed by opponent state at Exh.5 and other documents placed on record.

4. Shri. Bangera argued that the applicant is innocent. He has not committed any crime as alleged in the FIR. Shri. Bangera further argued that while conducting raid the mandatory provisions laid down in section 42 and 50 of the NDPS, Act were not complied. Shri Bangera further argued that the entire quantity of contraband came to be seized. The investigation is practically completed. Nothing is to be recovered at the instance of present applicant. Since 11/02/2026, applicant is languishing in the jail. Considering aforesaid circumstances, his further detention in jail is not required. Applicant is ready to abide by the terms and conditions which may be imposed by the Court. Hence, Shri. Bangera prayed that

applicant be enlarged on the bail.

5. Per contra, Shri. Bhopi the Ld. Spl. PP submitted that the offence is serious and antisocial. 15.400 kgs Ganja came to be seized at the instance of present applicant. Considering aforesaid aspects, if applicant is released on bail, definitely he will indulge again in similar kind of offence. Hence, Shri. Bhopi prayed that the application be rejected.

6. I have carefully heard submissions advanced by both the Ld. Advocates. I have also gone through the material placed on record. On perusal of papers it clearly seems that recovery of 15.400 kgs. Ganja was effected at the instance of applicant. As the quantity of seized Ganja is intermediate quantity, rigors of section 37 of the NDPS Act would not be attracted to present case. Furthermore, it is pertinent to note that since 11/02/2026 the applicant is languishing in the jail. Substantial part of the investigation must have completed. Considering aforesaid aspects and allegations leveled against applicant, in my view his further detention in jail is not warranted. So far as the apprehension raised by Ld. Spl. PP is concerned, the same can be taken care by imposing certain conditions upon applicant. Resultantly, I pass the following order.

ORDER

1. The application is allowed.

2. The applicant Shripad Ganpat Suryavanshi shall be released on bail in C.R.No.38/2026 registered with Khopoli Police Station for the offences p/u/sec. 20(b)(ii)(c) and 8(c) of the Narcotic Drugs and Psychotropic Substances Act, 1985 on his executing PR bond in the sum of Rs.50,000/- with one surety in the like amount.
3. Applicant shall attend concerned police station on every Monday in between 11.00 a.m. to 02.00 p.m.
4. Applicant shall not directly or indirectly make any inducement, threat and promise to any person, acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or any police officer.
5. Copy of this order be sent to concerned jail authority.

Panvel

Date :-10/03/2026

(S. R. Ugale)

Additional Sessions Judge,
Panvel.

CERTIFICATE

I affirm that, the contents of this P.D.F file judgment/ order are same, word to word, as per the original Judgment.

Name of Stenographer : S. J. Sheth Grade 1
Name of Court : District Court-1 and Additional
Session Court Panvel
Date of dictation (direct) : 10/03/2026
Order checked and singed
by PO on : 10/03/2026
Order uploaded on : 11/03/2026