

**IN THE COURT OF SPECIAL JUDGE-4(NDPS ACT),
WARDHA.**

Spl.C.No.87/2025

CNRNo.MHWR010017192025

ORDER BELOW EXH.18

(Passed on 10.11.2025)

1] This is regular bail application preferred by applicant/accused no.3 namely Ravindrasingh @ Kalu Lakhansingh Juni, U/Sec. 483 of Bhartiya Nagri Suraksha Sanhita, 2023 arising out of F.I.R.No.521/2025 for offence U/Sec.20(b)(ii), 29, 8(c) of NDPS Act registered at Ramnagar Police Station, Wardha.

2] The brief fact emerging from the FIR and charge-sheet are as under :

On the basis of secret information received by the informant on 08.07.2025 informant and police staff apprehended accused no.1 and 2 and recovered Ganja worth Rs.51,000/- and other articles from them. The detail panchnama was carried out during the course of investigation. It was reported/informed for the accused no.1 and 2 that said article i.e. Ganja was supplied to them by accused no.3 Ravindrasingh @ Kalu Lakhansingh Juni. Therefore, name of the present accused also came to be added in the FIR.

3] According to the accused no.3 that he was arrested on 11.08.2025 on the basis of production warrant from another crime. There is no recovery of contraband material at the instance of present accused. There is no evidence to establish instance between accused no.1 and 2 with present accused and so called recovery of

contraband material from them. The entire investigation is already completed. Similarly, the accused no.1 and 2 are already released on regular bail as per order in Misc.Cri.B.A.No.331/2025 dated 29.08.2025. Therefore, accused is praying for releasing him for regular bail.

4] Learned APP Shri. V.R. Ghude filed reply below Exh.20 along with submission of Investigating Officer. It is submitted by the prosecution that offence is serious in nature. The accused was involved in supply of contraband material to accused no.1 and 2. There are victim other crimes registered against present accused/applicant in NDPS. So, on these grounds, prosecution is praying for rejection of instant application.

5] Perused application and reply submitted by the learned APP through Investigating Officer. Perused case record. Heard Shri. U.P. Kashikar, advocate for accused and learned APP Shri.V.R. Ghude. I have also perused the case proceedings.

6] I have gone through the charge-sheet, i.e. S.T.No.87/2025. It is undisputed that there was no recovery of contraband material at the instance of present accused when alleged raid was conducted on 07.07.2025. The entire material was seized from accused no.1 and 2. The only allegations against present accused is that he had allegedly supplied the said contraband material to accused no.1 and 2. The charge-sheet is nowhere indicating as to on which date alleged contraband material was supplied by present accused to accused no.1 and 2. I have also gone through the order passed in Misc.Cri.B.A.No.331/2025 dated

29.08.2025 by which accused no.1 and 2 were released on regular bail.

7] It is to be noted that the so called article recovered at the instance of accused no.1 and 2 was of an intermediate quantity of Ganja and not commercial quantity. So, on this account alone conditions prescribed for consideration of bail under section 37 of NDPS Act will not be attracted in this case, because quantity seized in the instant matter was not commercial quantity. Moreover, the present accused was arrested after one month from the date of actual raid. He was arrested on the basis of production warrant, when he was arrested in another crime. The charge-sheet is silent about any details of connection between accused no.1 and 2 with present accused regarding so called supply of material. So, merely on the basis of statement of co-accused the name of the present accused is added in this case. The statement of co-accused is having its own limitation. So, in view of above discussion, I am of the opinion that further custodial detention of the accused/applicant is unwarranted. The investigation is already completed and charge-sheet is filed. The existence of other crime registered against present accused cannot be ground to deny the bail, if otherwise applicant is entitled for bail on merit. There is no previous conviction recorded against present accused. However, considering the above criminal record, few conditions may be imposed to ensure and secure his presence for trial. Hence, I proceed to pass following order :

ORDER

- 1] The application below Exh.18 in Spl.C.No.87/2025 preferred by applicant/accused no.3 namely Ravindrasingh @ Kalu Lakhansingh Juni, U/Sec. 483 of Bhartiya Nagri Suraksha

Sanhita, 2023 arising out of F.I.R.No.521/2025 for offence U/Sec.20(b)(ii), 29, 8(c) of NDPS Act registered at Ramnagar Police Station, Wardha be released on regular bail on furnishing PR and SB of Rs.50,000/- with local surety of like amount on following conditions:

- i] The applicant 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.
 - ii] The applicant/accused shall not tamper with the prosecution evidence in any manner.
- 3] Bail before concerned court.
- 4] Inform this order to concerned police station accordingly and to accused no.3 by jail authority.

Place :- Wardha

Date :- 10.11.2025.

(S.G. Adake)

Special Judge-4 (NDPS Act),
Wardha.

C E R T I F I C A T E

I affirm that the contents of this P.D.F. File of order are word to word, as per original order.

(Vidyadhar B. Bokde)
Stenographer-Grade-I