



bag and 10.017 kg without the plastic bag. During personal search, mobile phones were also found. On inquiry, it was disclosed by the said persons that the contraband articles belonged to the present applicant. The entire material was seized. The present applicant was thereafter arrested by the police and is presently behind bar.

3] According to the applicant, he is falsely implicated and has no concern with the alleged offence, and has made an accused only on the basis of the statement of one of the co-accused. Furthermore, it is contended that the investigation is completed and no fruitful purpose would be served by keeping the applicant behind bars. It is also alleged that his earlier bail application was rejected. However he has filed the present fresh application on the ground that the charge-sheet has now been filed.

4] The application is opposed by the prosecution filed say at Exhibit 6, on the ground that during the course of investigation, the white-coloured Maruti Swift vehicle was found to be belonging to the present applicant and that he, along with the other co-accused, was dealing in the business of narcotic drugs, which is harmful to human life. It is also alleged that due to the consumption of narcotic drugs, the young generation is losing their lives and their future is in danger. On these averments, the prosecution prayed for rejection of the application.

5] I have perused the application and the say, and heard the respective counsels. From the entire case diary it is clear that the contraband articles were not found in the conscious possession of the present applicant. It is alleged that the vehicle in which the contraband articles were found belongs to the applicant. However, from this fact no inference can be drawn as to who is the owner of

the contraband articles. The entire case against the applicant is based on the statement made by the co-accused, which is inadmissible in law. Moreover, the investigation is completed and, therefore, there is no legal impediment to release the accused on bail.

### ORDER

- I] The application (Exh.-4) is allowed.
- II] The applicant, **Aamir S/o Nasib Kha Pathan**, shall be released on bail upon executing a personal bond of Rs. 25,000/- (Rupees Twenty-Five Thousand only) with one solvent surety of the like amount, in Crime No. 1021/2025, registered at Police Station Wardha City, for the offence punishable under Sections 8(c), 20(B)(II)(c) and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985.
- III] The applicant is further directed not to tamper with the evidence, and not to influence the witnesses in any manner.
- IV] The applicant shall not leave the jurisdiction of this Court without prior permission of the Court.
- V] The Jail Authority, Wardha, and the concerned police station informed accordingly.

Date : 04/02/2026

(S.A.S.M. Ali)  
Additional Session Judge,  
Wardha.

**CERTIFICATE**

I affirm that the contents of this PD.F. file are the same word to word, as per the assigned order.

(P. U. Kawde)

Stenographer