

MHGA130001212026

Spl. Case (NDPS) No. 15/2026

State vs. Anup Kujur & 1



ORDER BELOW EXH. 03

(Passed on 28.04.2026)

1. By way of present application under Section 483 of Bharatiya Nagarik Suraksha Sanhita, the accused is seeking regular bail.
2. In nutshell, the facts on which the application is moved are as under :-

On 04.02.2025, the informant, who is Police Hawaldar, was on duty at Kotmi Kasansoor square. One four wheeler came and it was stopped. It was driven by applicant/accused. Upon search of four wheeler, 1.710 kg Ganja was found in the car. It was seized. Applicant/accused was detained. Upon inquiry, it was revealed that applicant/accused was suffering from kidney disease and therefore he was allowed to go after giving him notice under Section 35(3) of the BNNS. Crime No.02/2026 was registered against accused persons for offences punishable under Sections 8(c), 20 (b)(ii) and 29 of the Narcotic Drugs and Psychotropic Substances Act.

Investigation proceeded and charge-sheet came to be filed. Applicant/accused appeared before the Court and applied for bail.

3. Learned advocate applicant/accused submitted that applicant/accused has been falsely implicated. Ganja has already been seized. Investigation is already completed. Accused No.2 has already released by the Court on bail. The accused is not habitual offender and he is not likely to abscond. In these circumstances, according to advocate for applicant/accused, applicant/accused is entitled to bail.
4. Learend Additional Public Prosecutor submitted that there is no ground to grant bail. If applicant/accused is released on bail, there is every possibility that he may repeat the offence. Consequently, it is prayed that the application be rejected.
5. I have considered submissions made at bar and perused the charge-sheet. Ganja weighing 1.710 kg has already been seized from applicant/accused. He has been suffering from serious kidney disease. It is not the case that commercial quantity of Ganja has been seized from applilcant/accused. Therefore, bar is Section 37 of the

NDPS Act is not attracted. Investigation is already completed. Applicant/accused does not have criminal antecedents. He is not likely to abscond. He has co-operated in the investigation. Trial will take sufficient long time to start and conclude, hence, in my view applicant/accused is entitled to bail. Resultantly, I pass the following order.

ORDER

1. Application is allowed.
2. Applicant/accused No.1 **Anup Anand Kujur**, R/o. B.T.S. Plot, Shivaji Ward, Ballarpur, District Chandrapur be released on execution of PR bond of Rs.50,000/- (Rs.Fifty Thousand only) and one surety in like amount in connection with Crime No.02/2026 for offences punishable under Sections 8(c), 20 (b) ii (b) and 29 of the Narcotic Drugs and Psychotropic Substances Act registered with Police Station Kotmi, on following conditions :
 - a) applicant/accused shall not influence prosecution witnesses.
 - b) applicant/accused shall not tamper with prosecution evidence.

- c) applicant/accused shall remain present before the Court on every date. In exceptional circumstances, he may apply for personal exemption.
- d) applicant/accused shall furnish his mobile number and address proof.
- e) applicant/accused shall furnish mobile numbers and address proofs of his two close relatives.

Aheri.
Date – 28/04/2026.

(Rohan B. Rehpade)
Special Judge (NDPS),
Aheri.