

MHTH060032792026



Cri. Bail Appln. No. 1596/2026

Amol Ravindra Sawant V/s. State.
{CNR No.MHTH060032792026}

ORDER BELOW EXH. 1

(Passed on 13.08.2026)

01] This is an application filed on behalf of accused No.2 under Section 483 of The Bharatiya Nagarik Suraksha Sanhita, 2023 for his release who has been arrested by Kolsewadi Police Station in C.R. No. 423/2026 for the offence punishable under Sections 8(c), 20(b)(ii), 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985.

02] The informant is Police Constable working with Kolsewadi Police Station. As per informant he along with other police staff were on patrolling duty and on 27.07.2026 at about 1.05 a.m. when they reached near RTO Ground, Kalyan East, they noticed two persons. The informant has claimed that those two persons tried to ran away and thereby they stopped them, inquired about the contains of bag having with one person and since they got suspect, after obtaining necessary permission from superior and following mandatory provisions the personal search of both persons have been taken. According to informant 359 grams Charas worth of Rs.35,90,000/- found in the possession of accused No.1 Kailas Tanaji Navale whereas 25

grams Charas worth of Rs.2,50,000/- found in the possession of accused No.2 Amol Ravindra Sawant i.e. present accused. So report has been given against two persons regarding illegal possession of Charas for the purpose of sell.

03] As per accused he has not committed any wrong act, but has been falsely implicated in the crime. It has been contended on behalf of accused that already he was in police custody in between 27.07.2026 to 30.07.2026 and therefore now his further detention is not warranted. According to accused it has been stated that cash of Rs.600/- has been seized during personal search of accused Nos. 1 and 2 and on other hand it has been claimed that 25 grams Charas worth of Rs.2,50,000/- seized at the instance of present accused and thereby it is very difficult to accept such kind of allegations.

04] The investigating officer by filing say at Exh.4 has objected the application by stating that the present accused has committed serious offence. As per investigating officer 25 grams Charas found from the possession of present accused whereas 359 grams Charas found from accused No.1 which is hazardous to human life. The investigating officer has claimed that the associate of present accused yet not arrested, further investigation is going on and so if present accused released on

bail there is possibility of repetition of crime and he may not attend the proceeding.

05] Heard the learned advocate for accused, the learned Assistant Public Prosecutor. Perused the documents submitted along with list at Exh.3 and case papers. As per informant he was on patrolling duty and when he noticed two persons in suspected condition, inquiry has been made whereby those persons tried to ran away. It has been pleaded in report that after following mandatory provisions search has been taken of bag which was with accused No.1 and personal search of both accused has been taken. So far as allegations against accused No.1 is concerned, the informant claims that 359 grams Charas found in possession of accused No.1 and a specific allegation has been made against accused No.2 that 25 grams Charas being Psychotropic substance found in the possession of present accused. It is true that the Psychotropic substance found in the possession of present accused is of small quantity, but when both accused found together while possessing similar kind of Psychotropic substance, detail investigation is necessary.

06] After perusal of first information report it reveals that the informant claims that said Charas has been provided to them by person namely Sachin Ethape residing at Visapur, Tal. Parner, Dist. Ahilyanagar. That means there is supplier

establishing the link up to present accused as regard to circulation of Psychotropic substance in the public at large by illegal means. Resultantly detail investigation is necessary including the arrest of co-accused. The investigating officer has rightly raised objection that yet co-accused not arrested and if present accused released on bail, he may help wanted accused to flee away. After perusal of documents placed on record it reveals that already notices have been issued to accused persons in compliance of Section 50 of the Narcotic Drugs and Psychotropic Substances Act, 1985 and after seizure of contraband, inventory prepared, certified by the learned Magistrate. So from perusal of nature of allegations against present accused, the line of investigation and the material collected by the investigating machinery, at this stage the accused cannot be released on bail. Hence, I proceed to pass the following order.

ORDER

- 1] Application is hereby rejected.
- 2] It is clarified that the observations in this order are limited for the purpose of deciding present bail application only and I have not made any observations on merits of the case.

Dt. 13.08.2026

(R.V. Tamhanekar)
Additional Sessions Judge,
Kalyan

CERTIFICATE

I affirm that the contents of this PDF file Order are same word to word, as per the original Order .

Name of Stenographer	:	S.V. Sawant (Stenographer Grade-1)
Court	:	Additional Sessions Judge, Kalyan
Dated	:	13.08.2026
Order signed by the Presiding Officer on	:	13.08.2026
Order uploaded on	:	13.08.2026