



2026:CGHC:21709



2026:CGHC:21710

NAFR**HIGH COURT OF CHHATTISGARH AT BILASPUR****MCRC No. 3639 of 2026**

- Gurpreet Singh @ Gopi @ Buttar S/o Gurdeep Singh @ Garibka Aged About 38 Years R/o Near Water Tank Baikablet Ps Pikkhi Venda District- Tarantaran Punjab Current Address- Hirapur Rda Colony House No. 110 Ps- Kabir Nagar Raipur District- Raipur Chhattisgarh,

... Applicant(s)**versus**

- State of Chhattisgarh Through- Police Station Saraswati Nagar, District- Raipur (C.G.)

... Respondent(s)**(Cause title is taken from Case Information System)**

 For Applicant(s) : Ms. Aditi Joshi, Advocate

 For Respondent(s) : Ms. Sameeksha Gupta, Panel Lawyer

Hon'ble Mr. Ramesh Sinha, Chief Justice**Order on Board****08/05/2026**

- This is the first bail application filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') for grant of regular bail to the applicant who has been arrested in connection with Crime No. 0279/2025 registered at Police



Station – Saraswati Nagar, District – Raipur (C.G.), for the offence punishable under Sections 20(b), 25, 27A of the Narcotic Drugs and Psychotropic Substances Act, 1985.

2. The case of the prosecution is that, as per the case of the prosecution, on 05.12.2025 upon an information received by the concerned police station, the police reached Dindayal Auditorium Road, Raipur (CG) and caught co-accused Ayush Dubey and found Heroin/Chitta weighing 13.19 grams from a plastic bag in his pant pocket and also caught Mrityunjay Dubey @ MD and found Heroin/Chitta weighing 13.03 grams in his car, combined weight 26.22 being grams of Heroin/Chitta. Further, relying upon the memorandum statements of the co-accused, one Tanmay Goindi was caught with 5.30 grams of Heroin/Chitta and the applicant was allegedly found with 8.20 grams of Heroin/Chitta which was seized by the police authorities and the applicant was arrested on 05.12.2025. As such the police of the police station Saraswati Nagar, Raipur (CG) registered an FIR against the unknown persons under Sections 20(b), 25 and 27A of N.D.P.S. Act; section 111 of the BNS and initiated the investigation.
3. It has been argued by the learned counsel for the applicant that the applicant is innocent and has been falsely implicated in this case. It is submitted that the charge-sheet has been filed in this case. It is also submitted that there is total 8.20 gram of Heroin/Chitta recovered from the possession of the present applicant, which is small quantity of Heroin is mentioned as



less than 5 gram and commercial quantity more than 250 gram.

It is further submitted that there is no any criminal antecedents of the applicant, and he is in jail since 05.12.2025 and the conclusion of the trial is likely to take quite long time. Therefore, he prays for grant of regular bail to the applicant.

4. On the other hand, the learned counsel for the State opposes the bail application and submits that the charge-sheet has been filed in the present case and there are two criminal antecedents of the applicant under the NDPS Act. It is submitted that there is total 8.20 gram of Heroin/Chitta recovered from the possession of the present applicant, therefore, this bail application is liable to be rejected.
5. I have heard learned counsel for the parties and perused the material available on record.
6. Considering the fact that the applicant has two criminal antecedent under the NDPS Act and the charge-sheet has been filed before the competent Court in the present case and also in light of the judgment rendered by the Supreme Court in ***Deepak Yadav v. State of Uttar Pradesh & Another***, reported in ***(2022) 8 SCC 559***, wherein the Hon'ble Supreme Court had cancelled the bail granted to the accused therein on the ground that the accused had previous antecedents, this Court is of the opinion that is not a fit case to enlarge the applicant on regular bail.
7. Accordingly, the bail application of the applicant - **Gurpreet**



Singh @ Gopi @ Buttar, filed under Section 439 of the Cr.P.C., involved in Crime No. 0279/2025 registered at Police Station – Saraswati Nagar, District – Raipur (C.G.), for the offence punishable under Sections 20(b), 25, 27A of the Narcotic Drugs and Psychotropic Substances Act, 1985, is **rejected**.

8. Needless to say that the trial Court concerned is at liberty to proceed and conclude the trial expeditiously.
9. Office is directed to send a certified copy of this order to the trial Court concerned for necessary information.

Sd/-
(Ramesh Sinha)
Chief Justice

Vaishali