



2026:CGHC:21158



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NAFR**HIGH COURT OF CHHATTISGARH AT BILASPUR****MCRC No. 4197 of 2026**

1 - Jayant Vastrakar S/o. Shiv Kumar Vastrakar Aged About 22 Years R/o. Ghutaku, Nayapara, Police Station Koni, District- Bilaspur, Chhattisgarh.

2 - Niket Vastrakar S/o. Ramavtar Vastrakar Aged About 23 Years R/o. Ghutku, Nayapara, Police Station Koni, District- Bilaspur, Chhattisgarh.

... Applicants**versus**

State Of Chhattisgarh Through The Police Station City Kotwali District- Bilaspur, Chhattisgarh.

... Non-Applicant

For Applicants : Mr. Shrikant Kaushik, Advocate.

For Non-Applicant/State : Ms. Monika Thakur, Advocate.

Hon'ble Mr. Ramesh Sinha, Chief Justice**Order on Board****06.05.2026**

1. This is the **Second bail application** filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail to the applicants who have been arrested in connection with Crime No. 488/2025 registered at Police Station – City Kotwali, District- Bilaspur (C.G.), for the offence punishable under Sections 21, 22 and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985.



2. As per the prosecution story, on 08.09.2025 at about 11:45 AM, Police Station City Kotwali, Bilaspur, received secret information that two persons travelling on a black Pulsar motorcycle bearing registration No. CG-10-BM-2344 were sitting behind Santosh Lodge, Jooni Line, Nala Road, Bilaspur, in search of customers to sell narcotic injections. Acting upon this information, a raid was conducted. From the possession of accused Niket Vastrakar and Jayant Vastrakar, who were found at the spot, NRX Buprenorphine Injection IP 2 ml was allegedly recovered—32 ampoules (64 ml) from a yellow plastic bag linked to Niket and 30 ampoules (60 ml) from a white polythene bag linked to Jayant along with small amounts of cash and two mobile phones. A black Pulsar motorcycle was also seized. Subsequently, co-accused Durga Verma was arrested on the basis of her memorandum statement, and 53 additional ampoules (106 ml) of Buprenorphine Injection IP 2 ml were allegedly recovered from beneath the kitchen platform of her house in Ghutku. The prosecution contends that all three accused acted in concert to purchase and sell the narcotic injections in Bilaspur and that the recoveries were made from their possession while they were transporting the narcotic substance for illegal sale. After completion of the investigation, the charge-sheet was filed on 02.11.2025.
3. The first bail application of the applicants were rejected by this Court on merit vide order dated 10.12.2025 passed in MCRC No. 10146/2025.
4. Learned counsel for the applicants submits that the applicants are innocent and have been falsely implicated in the present case. It is further submitted that the first bail application of the applicants were rejected on merits. He further submits that seizure and memorandum witnesses have been turned hostile and they have not supported the case of prosecution. With regard to the progress of the trial, it is submitted that out of 12



prosecution witnesses, only 05 witnesses have been examined so far. It is further submitted that the applicant has no previous criminal antecedents and have been in judicial custody since 08.09.2025. In view of the aforesaid facts and circumstances, learned counsel for the applicants prays that the applicants be enlarged on regular bail.

5. Learned counsel for the State opposes the bail application and submits that the first bail application of the applicants was rejected on the ground that the quantity of contraband article which has been seized from the possession of present applicants, was much more than the commercial quantity. Therefore, the applicants are not entitled to be released on bail.
6. I have heard learned counsel appearing for the parties and perused the case diary.
7. From perusal of the order dated 10.12.2025, it is apparent that the first bail application of the applicant was rejected on the ground that the quantity of the contraband article which has been seized from the possession of the applicants, was above the commercial quantity and the applicants have failed to give any explanation for the same, further it cannot be a case of false implication. So far as the status of the trial is concerned, out of 12 prosecution witnesses, only 05 witnesses have been examined so far. No new ground has been raised in this second bail application.
8. Accordingly, the second bail application of the applicant Nos. 1 and 2 - **Jayant Vastrakar** and **Niket Vastrakar**, respectively filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, involved in Crime No. 488/2025 registered at Police Station – City Kotwali, District- Bilaspur (C.G.), for the offence punishable under Sections 21, 22 and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985, is **rejected**.



9. Office is directed to send a certified copy of this order to the trial Court concerned for necessary information and compliance forthwith.

**Sd/-
(Ramesh Sinha)
Chief Justice**

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