



2026:CGHC:3984

NAFR

**HIGH COURT OF CHHATTISGARH AT BILASPUR****MCRC No.8817 of 2025**

**1** - Deendayal Patel S/o Haricharan Patel Aged About 19 Years R/o  
Village- Ghansipur, Police Station- Sarbai, District- Chhatarpur (M.P.)

**2** - Shyambabu Patel S/o Ramnarayan Patel Aged About 30 Years R/o  
Village- Bahadurpur, Police Station- Sarbai, District- Chhatarpur (M.P.)

**--- Applicants****versus**

State Of Chhattisgarh Through- Station House Office, Police Station-  
Singhoda, District- Mahasamund (C.G.)

**--- Non-applicant**

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For Applicants :Mr. Shikhar Sharma, Advocate.

For Non-applicant/State :Ms. Smiti Shrivastava, PL.

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**Hon'ble Shri Ramesh Sinha, Chief Justice**

**Order on Board****22.01.2026**

1. The applicants have preferred this 1<sup>st</sup> Bail Application under  
Section 483 of the Bharatiya Nagarik Suraksha Sanhita,  
2023 for grant of regular bail, as they have been arrested in

connection with Crime No.76/2025 registered at Police Station – Singhoda, District Mahasamund (C.G.), for the offence under Section 20(b) of NDPS Act.

2. That, as per the prosecution story, on 12-09-2025, when the police was on patrolling, they received information from an informer that three persons travelling in TATA Arya Vehicle bearing Registration Number MP-15/CA-9988 are carrying illegal contraband Ganja along with them and they are coming from Odisha towards Chhattisgarh. After receiving the said information, the police stopped the vehicle and found three persons travelling on the said vehicle and after search, they found total 11 KGs contraband ganja from their possession. Based on the above allegations, the aforesaid offences have been registered against the present applicants. Hence, this application.
3. Learned counsel for the applicants submits that the present applicants are innocent and have been falsely implicated in the aforesaid case. He further submits that contraband ganja was not seized from the exclusive possession of the present applicants, they are in jail since 12.09.2025, conclusion of trial is likely to take quite a long time, therefore, they may be released on bail.
4. On the other hand, learned State Counsel opposes the bail.

However, she submits that there are no previous criminal antecedents against the present applicants.

5. I have heard learned counsel for the parties and perused the case diary.
6. Considering the overall facts and circumstances of the case, submission of learned Counsel for the parties, further considering that the contraband was not seized from the exclusive possession of the applicants and that they are not having any previous criminal antecedents, further considering their pre-trial detention and without further commenting anything on merits, I am inclined to grant bail to the applicants. Accordingly, the application is **allowed**.
7. Let applicants- **Deendayal Patel and Shyambabu Patel** involved in Crime No.76/2025 registered at Police Station – Singhoda, District Mahasamund (C.G.), for the offence under Section 20(b) of NDPS Act be released on bail on their furnishing **a personal bond with two local sureties** each in the like sum to the satisfaction of the Court concerned with the following conditions:-

(i) The applicant/s shall file an undertaking to the effect that he/they shall not seek any adjournment on the dates fixed for evidence when the witnesses are present in court. In case of default of this condition, it shall be open for the trial court to treat it as abuse of

liberty of bail and pass orders in accordance with law.

(ii) The applicant/s shall remain present before the trial court on each date fixed, either personally or through his counsel. In case of his/their absence, without sufficient cause, the trial court may proceed against him/them under Section 269 of Bharatiya Nyaya Sanhita.

(iii) In case, the applicant/s misuse/s the liberty of bail during trial and in order to secure his presence, proclamation under Section 84 of BNSS. is issued and the applicant/s fail/s to appear before the court on the date fixed in such proclamation, then, the trial court shall initiate proceedings against him/them, in accordance with law, under Section 209 of the Bharatiya Nyaya Sanhita.

(iv) The applicant/s shall remain present, in person, before the trial court on the dates fixed for (i) opening of the case, (ii) framing of charge and (iii) recording of statement under Section 351 of BNSS. If in the opinion of the trial court absence of the applicant/s is deliberate or without sufficient cause, then it shall be open for the trial court to treat such default as abuse of liberty of bail and proceed against him/them in accordance with law.

8. 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**