



2026:CGHC:4194

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR**MCRC No. 438 of 2026**

Zaman Ali S/o Sharafat Ali, Aged About 32 Years R/o Irani Dera,
Block No. 14, House No. 10, Daldal Siwni, P.S. Pandri, District Raipur
(C.G.)

... Applicant**versus**

State Of Chhattisgarh Through Station House Officer, Police Station
Pandri, Raipur, District Raipur C.G.

... Non-applicant

For Applicant	: Mr. Chandresh Shrivastava, Advocate
For Non-applicant	: Ms. Nupur Trivedi, P.L.

Hon'ble Mr. Ramesh Sinha, Chief Justice**Order on Board****23.01.2026**

1. The applicant has preferred this Second Bail Application under
Section 483 of the Bhartiya Nagarik Suraksha Sanhita, 2023
for grant of regular bail to the applicant as has been arrested
in connection with Crime No.139/2025 registered at Police

Station Pandri, Raipur District Raipur (C.G.), for the offence punishable under Section 20(B) of the Narcotic Drugs and Psychotropic Substances Act, 1985.

2. The First Bail Application filed by the present applicant was rejected vide order **dated 13.11.2025** in **MCRC No.9106/2025**.
3. Case of the prosecution, in brief, on 14.06.2025, the police of Police Station Pandri, acting upon secret information, apprehended the applicant from Daldal Siwni, Pandri, in front of the Science Centre, Irani Dera, Daldal Siwni. On conducting a search of the applicant, the police recovered 11.324 kilograms of Ganja. Accordingly, an offence was registered against the applicant under Section 20(b) of the Narcotic Drugs and Psychotropic Substances Act. After completing the investigation, the police filed the charge-sheet in the matter.
4. Learned counsel for the applicant submits that the present applicant has been falsely implicated in this case the applicant contends that no contraband was recovered from him, the police failed to comply with mandatory provisions of the NDPS Act, and the prosecution witnesses have not supported the case. His mother is seriously ill. He further submitted that he is in custody since **14.06.2025**, the investigation is complete,

and the trial is likely to take time. Therefore, he is liable to grant of bail.

5. On the other hand, the learned Panel Lawyer opposes the bail application and submits that the charge-sheet has been filed in the present case before the competent Court. He further submits that the present applicant has 10 criminal antecedent bearing Crime No.310/2012 registered at Police Station-Civil Lines, Raipur, Under Section 294, 323, 506, 452, 34 of IPC which is disposed of, Crime No.212/2013 registered at Police Station-Civil Lines, Raipur, Under Section 294, 323, 506, of IPC which is disposed of, Crime No.153/2014 registered at Police Station-Civil Lines, Raipur, Under Section 294, 323, 506B, 34 of IPC which is disposed of, Crime No.28/2015 registered at Police Station-Civil Lines, Raipur, Under Section 294, 323, 506, 34 of IPC which is case pending, Crime No.31/2015 registered at Police Station-Civil Lines, Raipur, Under Section 294, 452, 427, 34 of IPC which is disposed of, Crime No.90/2016 registered at Police Station-Civil Lines, Raipur, Under Section 307, 34 of IPC which is disposed of, Crime No.111/2018 registered at Police Station-Civil Lines, Raipur, Under Section 294, 506, 327, 307, 147, 148 of IPC which is disposed of, Crime

No.203/2019 registered at Police Station-Azad Chowk, Raipur, Under Section 294, 323, 324, 506, 307, 34 of IPC which is cases pending, Crime No.254/2022 registered at Police Station-Pandri Raipur, Under Section 20 of NDPS Act, which is cases pending, Crime No.192/2023 registered at Police Station-Pandri Raipur, Under Section 294, 323, 506B, 34 of IPC 25, 27 Arms Act, which is cases pending. It appears that applicant is the habitual offender, as such the applicant is not entitled to be released on bail.

6. I have heard learned counsel appearing for the parties and perused the case diary.
7. Considering the fact that from the possession of the applicant a total of 11.324 kg Ganja has been received and the present applicant has 10 criminal antecedent, and one case under the NDPS Act is also still pending, which shows that the present applicant is a habitual offender his involvement in several criminal activities demonstrates a pattern of repeated offences, raising concerns of a potential risk to public safety and the likelihood of reoffending and he has misused the bail granted to him earlier 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 it is not a fit case to enlarge the applicant on regular bail. Accordingly, the bail application of the applicant – **Zaman Ali** involved in Crime No.139/2025 registered at Police Station Pandri, Raipur District Raipur (C.G.), for the offence punishable under Section 20(B) 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 and compliance forthwith.

Sd/-
(Ramesh Sinha)
Chief Justice