

**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR**

S.B. Criminal Miscellaneous Bail Application No. 804/2026

Rakesh S/o Durga Lal, Aged About 31 Years, Resident Of Ful
Baroud, Police Station Harnavda District Baran.
At Present Lodged In District Jail, Bhilwara

-----Petitioner

Versus

State of Rajasthan, through PP

-----Respondent

For Petitioner(s)	:	Mr. Kailash Khilery Mr. Ravindra Singh
For Respondent(s)	:	Mr. Urja Ram, PP

HON'BLE MR. JUSTICE PRAMIL KUMAR MATHUR

Judgment / Order

23/02/2026

1. The petitioner has preferred this bail application under Section 483 of BNSS in FIR No.190/2025 registered at Police Station Jahajpur, District Bhilwara for offences under Sections 8/15 and 8/29 of NDPS Act.
2. Heard learned counsel for the petitioner as well as learned Public Prosecutor and perused the material available on record.
3. Learned counsel for the petitioner submits that the petitioner has falsely been implicated in this case. He further submits that case of the prosecution is that the present petitioner has supplied 64 Kgs 280 grams Opium (*Doda Post*) which is above the commercial quantity to main accused Deen Dayal. It is argued that on the disclosure statement of Deen Dayal, the petitioner has been implicated and except that there is no material available on record by which the petitioner can be connected with the recovery

of alleged contraband. Therefore, rigour of Section 37 will not be applicable in the present case. The petitioner is behind the bars since 13.11.2025, without any criminal past. The trial of the case will take considerable time, therefore, no fruitful purpose would be served by keeping the petitioner in further custody and the bail application of the petitioner may be allowed.

5. Learned Public Prosecutor has vehemently opposed the bail application.

6. On consideration of the rival submissions and material available on record and in the light of submission made by learned counsel for the petitioner, but without expressing any opinion on merits/demerits of the case, I am inclined to grant benefit of bail to the petitioner.

7. Consequently, the bail application under Section 483 B.N.S.S. is allowed and it is directed that the petitioner **Rakesh S/o Durga Lal**, be released on bail provided he furnishes a personal bond in the sum of Rs.50,000/- with two sureties in the sum of Rs.25,000/- each to the satisfaction of the learned trial court with the stipulation that he shall appear before that Court on all subsequent dates of hearing till conclusion of the trial.

(PRAMIL KUMAR MATHUR),J