

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

S.B. Criminal Miscellaneous Bail Application No. 1304/2026

Sandeep Kumar @ Kishna S/o Birma Ram, Aged About 41 Years,
R/o Rudakali, Police Station Dangiawas, At Present Near
Gaushala, Nandari, Police Station Banar, District Jodhpur Raj.
(Lodged In District Jail, Sri Ganganagar)

----Petitioner

Versus

State of Rajasthan, through PP

----Respondent

For Petitioner(s)	:	Mr. Bhagirath Ray Bishnoi
For Respondent(s)	:	Mr. Hathi Singh Jodha, PP

HON'BLE MR. JUSTICE PRAMIL KUMAR MATHUR

Order

24/02/2026

1. The petitioner has preferred this bail application under Section 483 of BNSS in FIR No. 29/2026 registered at Police Station Sadulsahar, District Sri Ganganagar for offence under Sections 8/18 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 as per prosecution story 510 grams of Opium Poppy has been recovered from the conscious possession of the petitioner, which is below the commercial quantity. Therefore, rigour of Section 37 will not be applicable in the present case. It is argued that co-accused Mangi Lal has already been granted benefit of bail by this Court on 13.02.2026. The petitioner is behind the bars since 12.01.2026.

Though, one case has been reported against the petitioner, but in that case, he has been bailed out. 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.

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

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

6. Consequently, the bail application under Section 483 B.N.S.S. is allowed and it is directed that the petitioner **Sandeep Kumar @ Kishna S/o Birma Ram**, 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