

RAJASTHAN HIGH COURT

सत्यमेव जयते

HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR

S.B. Criminal Miscellaneous 2nd Bail Application No. 2276/2026

Kamla W/o Sh. Shrawan Kumar, Aged About 32 Years, R/o Rawalinadi, Neharwas, Rgt Rawali Nadi Nagar Police Station District Barmer (Lodged In Dist. Jail Barmer)

-----Petitioner

Versus

State Of Rajasthan, Through Pp

-----Respondent

For Petitioner(s)	:	Mr. KL Vishnoi. Mr. Pritam Solanki.
For Respondent(s)	:	Mr. Surendra Bishnoi, PP.

HON'BLE MR. JUSTICE MUKESH RAJPUROHIT

Order

23/02/2026

This application for second bail under Section 483 of BNSS (439 Cr.P.C.) has been filed by the petitioner who has been arrested in the present matter. The requisite details of the matter are tabulated herein below:

S. No.	Particulars of the case	
1.	FIR Number	0092/2025
2.	Police Station	Rageshwari Gas Terminal (Rawli Nadi)
3.	District	Barmer
4.	Offences alleged in the FIR	Under Sections 8, 15 and 29 of NDPS Act
5.	Offences added, if any	Under Section 25 of NDPS Act

The 1st bail application filed on behalf of petitioner i.e. S.B. Criminal Misc. Bail Application No.11835/2025 was dismissed vide order dated 04.12.2025 passed by this Court with the liberty to the petitioner to file fresh bail application after filing of the charge-

sheet. After rejection of first bail application, charge-sheet has been filed. Hence, this second application for bail has been filed.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case. It is further submitted that as per the NDPS Act, commercial quantity of narcotic contraband viz. Poppy Husk/Straw is 50 kg; however, quantity allegedly recovered in the present case is 69.700 kg, which is marginally above the commercial quantity.

It is contended that the petitioner has a girl child aged about 8 years who has 42% disability and requires constant care.

It is further contended that the petitioner has no previous criminal antecedents. The charge-sheet has already been filed and the petitioner has been in custody since 30.07.2025. The trial is likely to take considerable time, therefore, the benefit of bail may kindly be granted to the accused-petitioner

Per contra, learned Public Prosecutor has vehemently opposed the bail application. However, he is not in a position to refute the fact that petitioner has no previous antecedents.

Having heard and considered the rival submissions, facts and circumstances of the case, as well as considering the fact that the quantity of contraband allegedly recovered is marginally above the commercial quantity; the petitioner has no previous criminal antecedents; charge-sheet has already been filed; petitioner has been in judicial custody since 30.07.2025 and the trial will take sufficiently long time to conclude, without expressing any opinion on the merits/demerits of the case, this Court is inclined to enlarge the petitioner on bail.

Consequently, the bail application under Section 483 of BNSS (439 Cr.P.C.) is allowed. It is ordered that the accused-petitioner as named in the cause title, arrested in connection with the above mentioned FIR, shall be released on bail, if not wanted in any other case, provided she furnishes a personal bond of Rs.1,00,000/- and two sureties of Rs.50,000/- each, to the satisfaction of learned trial court, for her appearance before that court on each & every date of hearing and whenever called upon to do so till completion of the trial.

(MUKESH RAJPUROHIT),J

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