

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

S.B. Criminal Miscellaneous Bail Application No. 1684/2025

Vishal S/o Shri Rameshwar, Aged About 31 Years, R/o
Vidhyanagar , Dist Jodhpur (Lodged In Dist Jail , Udaipur)

-----Petitioner

Versus

State Of Rajasthan, Through Pp

-----Respondent

For Petitioner(s)	:	Mr. Bhagirath Ray Bishnoi
For Respondent(s)	:	Mr. Sameer Pareek, PP

HON'BLE DR. JUSTICE NUPUR BHATI

Order

17/07/2025

1. The instant bail application has been filed by the petitioner under Section 483 BNSS who has been arrested in connection with the FIR No.31/2024 dated 12.02.2024 registered at the Police Station Jhallara District Salumbar for the offences under Sections 8/15 and 29 of the NDPS Act.
2. The case of the prosecution is that on 12.02.2025, the police team of Police Station Jhallara District Salumbar received an information of a car bearing registration No.GJ-24-AM-0288 having met with an accident. Acting upon such information, the police team reached the place of the incident and found that one person was found dead sitting beside the driver seat. After searching the car, the police team found 4 sacks containing 76.08 Kgms of Poppy Husk/opium. Thereafter, the police commenced the investigation and arrested accused viz. Rohit and Vishal (the present petitioner).

3. Learned counsel for the petitioner submits that the petitioner has been falsely roped in this case. While drawing attention of this Court towards the charge-sheet, learned counsel for the petitioner submits that the co-accused Rohit, who was driving the said vehicle, in his disclosure information, has stated that the contraband in question was to be delivered to the present petitioner. He submits that there are no call details or any eye-witness against the petitioner which corroborates the fact that the petitioner committed the said offence. He submits that there is no recovery due against the petitioner and thus, urges, that the petitioner deserves to be released on bail.

4. *Per contra*, learned Public Prosecutor opposes the bail application, however, is not in a position to refute the fact that the petitioner has been implicated on the basis of the disclosure information of the co-accused-Rohit; the fact that charge-sheet has been filed and there is no recovery due against the petitioner and, so also the fact that there are no call details or any eye-witness which corroborates the fact that the petitioner committed the said offence.

5. Having considered the submissions advanced at Bar by learned counsel for the parties and having regard to the entirety of facts and circumstances of the case as available on record; and looking to the fact that trial may take a long time to conclude and, without expressing any opinion on the merits/demerits of the case, this Court deems it fit to enlarge the petitioner on bail.

6. Consequently, the bail application is allowed. It is ordered that the accused petitioner **Vishal S/o Shri Rameshwar** arrested in connection with FIR No.31/2024 dated 12.02.2024 registered at the Police Station Jhallara District Salumbar shall be released on bail; provided he furnishes a personal bond in the sum

of Rs.50,000/- and two sureties of Rs.25,000/- each to the satisfaction of the learned trial Court, with a stipulation to appear before that Court on all dates of hearing and as and when called upon to do so.

(DR.NUPUR BHATI),J

109-/Devesh/-