

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

S.B. Criminal Miscellaneous Bail Application No. 2274/2026

Aabid Hussain S/o Mohammed Rafik, Aged About 45 Years,
Resident Of Purani Abadi, Mandalgarh, Police Station
Mandalgarh, District Bhilwara, Rajasthan.
(Presently Lodged In Bhilwara Jail)

----Petitioner

Versus

State of Rajasthan, through PP

----Respondent

For Petitioner(s)	:	Mr. Gaurav Singh
For Respondent(s)	:	Mr. Pawan Kumar Bhati, 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.86/2022 registered at Police Station Mandalgarh, District Bhilwara for offences under Section 8/25 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 nothing has been recovered from the conscious possession of the petitioner. It is argued that as per prosecution story it is the co-accused Jahid Hussain, Sabir Mohammad from whose conscious possession 15 grams Smack was recovered, which is below the commercial quantity. His contention is that allegation against the petitioner is that he is the supplier of the above contraband. It is

further contended that co-accused Sakil Mohammad has been granted benefit of bail by Co-ordinate Bench of this Court on 25.11.2024, Durga Devi on 12.09.2024, Aslam Mohammad Shah on 29.05.2023, Maksood Hussain Mansoori on 13.07.2022, and Zakir Hussain & Sabir Mohammad on 09.05.2022. The petitioner is behind the bars since 07.02.2026, and the trial of the case will take considerable time, hence, no fruitful purpose would be served by keeping the petitioner in further custody, therefore, on the ground of parity, 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 **Aabid Hussain S/o Mohammed Rafik**, 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