

RAJASTHAN HIGH COURT

सत्यमेव जयते

HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR

S.B. Criminal Miscellaneous Bail Application No. 2691/2026

Bhagwan Lal S/o Mangi Lal, Aged About 56 Years, Resident Of
Pipli, Police Station Mangrop, District Bhilwara.
(At Present Lodged In Dist. Jail Bhilwara)

-----Petitioner

Versus

State Of Rajasthan, Through PP

-----Respondent

Connected With

S.B. Criminal Miscellaneous Bail Application No. 2103/2026

Smt. Manju Devi W/o Bhagwan Lal, Aged About 50 Years,
Resident Of Pipli, Police Station Mangrop, District Bhilwara.
(Lodged In Dist. Jail Bhilwara)

-----Petitioner

Versus

State Of Rajasthan, Through PP

-----Respondent

For Petitioner(s)	:	Mr. Rajendra Singh Charan
For Respondent(s)	:	Mr. Hanuman Prajapati, PP

HON'BLE MR. JUSTICE PRAVEER BHATNAGAR

Order

12/03/2026

1. These instant bail applications have been filed under Section 483 BNSS on behalf of accused-petitioners. The petitioners have been arrested in connection with FIR No.115/2025 registered at Police Station Mangrop, District Bhilwara, for the offence(s) under 8/20 of NDPS Act.

2. Learned counsel for the accused-petitioners submits that the accused-petitioners have falsely been implicated in this case. It is

contended that the several plants of *ganja* were recovered which was found to be cultivated by the petitioners weighing around 2098 Kgs, however, after FSL only 54.970 Kg of cultivated *ganja* was found. Learned counsel for the petitioner places reliance upon judgments of this Court passed in **S.B. Criminal Misc. Bail Application No.9279/2022 (Vinod Kumar Vs. State of Rajasthan through PP)**, **S.B. Criminal Misc. Bail Application No.538/2023 (Mohanlal Vs. State of Rajasthan through PP)**, **S.B. Criminal Misc. Bail Application No.4883/2025 (Ladu Ram Vs. State of Rajasthan through PP)** **S.B. Criminal Misc. II Bail Application No.6376/2024 (Guman Singh Vs. State of Rajasthan through PP)** and **S.B. Criminal Misc. III Bail Application No.8683/2023 (Nandlal @ Nand Singh Vs. State of Rajasthan through PP)** wherein, this Court has enlarged the accused-petitioners on bail while taking into consideration the fact that embargo contained under Section 37 of the NDPS Act, would not be attracted to such offence. He also submits that as the whole plants were weighed without removing the stems, roots, leaves, etc., he thus, urges that the present petitioner shall also be enlarged on bail.

3. Learned Public Prosecutor has vehemently opposed these bail applications.

4. Heard and perused the material available on record.

5. On a bare perusal of the Section 20(A) of the NDPS Act, it is apparent that maximum punishment provided for cultivating the cannabis plant is upto 10 years. Hence, the rigors of Section 37 of NDPS Act is not applicable, therefore, without further elaborating

upon the merits of the case, this Court deems it just and proper to enlarge the accused-petitioners on bail.

6. Accordingly, these bail applications under Section 483 BNSS are allowed and it is ordered that the accused-petitioners namely:

1. Bhagwan Lal S/o Mangi Lal and **2. Smt. Manju Devi W/o Bhagwan Lal**, in connection with FIR No. 115/2025 registered at Police Station Mangrop, District Bhilwara, shall be enlarged on bail provided each of them furnishes a personal bond in the sum of Rs.50,000/- with two sureties of Rs.25,000/- each to the satisfaction of the learned trial Judge for their appearance before the court concerned on all the dates of hearing and as and when called upon to do so.

(PRAVEER BHATNAGAR),J