

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

S.B. Criminal Miscellaneous Bail Application No. 2978/2026

Manohar Lal @ Manish S/o Bagduram, Aged About 35 Years,
Mandla Kala, PS Phalodi, District Phalodi.

(Presently Applicant In Judicial Custody Sub Jail Phalodi)

-----Petitioner

Versus

State Of Rajasthan, Through PP

-----Respondent

For Petitioner(s) : Mr. Bhawaru Ram

For Respondent(s) : Mr. Urja Ram Kalbi, PP

HON'BLE MR. JUSTICE PRAVEER BHATNAGAR

Order

12/03/2026

1. The instant bail application has been filed under Section 483 BNSS on behalf of accused-petitioner. The petitioner has been arrested in connection with FIR No.33/2025 registered at Police Station Phalodi, District Phalodi for the offence(s) under Sections 8/15 & 8/29 of NDPS Act.

2. Learned counsel for the accused-petitioner submits that the accused-petitioner has falsely been implicated in the present case case. It is further contended that recovery of 101.22 Kg poppy straw was effected from an open *baada* (field) on 29.01.2025. The said '*baada*' was found to be in possession of the witnesses Uda Ram, Laxman Ram and Sitaram. The concerned Patwari in his statement rendered under Section 161 of the Cr.P.C. has also disclosed that the *baada* from which the alleged quantity of poppy straw was recovered, belongs to Uda Ram, Laxman Ram and Sitaram. The petitioner has been named solely in the disclosure

statement of the other co-accused Devi Lal, who was in possession of the said land and apart from the disclosure statement, there is no substantial evidence available on record. The accused-petitioner is behind the bars since 06.12.2025 and the trial of the case may take considerable time, therefore, the bail application of the petitioner may be allowed.

3. Learned Public Prosecutor has vehemently opposed the bail application and contended that the main accused in his disclosure statement, has named the present petitioner and the contraband article poppy straw recovered from '*baada*' is of commercial quantity, therefore, considering the aforesaid facts, the present bail application of the accused-petitioner deserves to be dismissed.

4. Heard and perused the material available on record.

5. Considering the facts that the main accused Devi Lal has already been enlarged on bail by this Court and possession of the co-accused Devi Lal on the said '*baada*' is disputed; apart from the disclosure statement of the co-accused Devi Lal, there is no substantial evidence indicating the fact that petitioner was involved in transporting the said quantity of contraband article, the accused-petitioner is behind the bars since 06.12.2025 and trial of the case may take considerable time, therefore, without expressing anything on the merits of the case, I deem it just and proper to enlarge the accused-petitioner on bail.

6. Accordingly, the bail application under Section 483 BNSS is allowed and it is ordered that the accused-petitioner **Manohar Lal @ Manish S/o Bagduram**, in connection with FIR No.33/2025 registered at Police Station Phalodi, District Phalodi shall be

enlarged on bail provided he 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 his appearance before the court concerned on all the dates of hearing and as and when called upon to do so.

(PRAVEER BHATNAGAR),J

29-GKaviya/-