

RAJASTHAN HIGH COURT

सत्यमेव जयते

HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR

S.B. Criminal Miscellaneous Bail Application No. 4240/2026

Isma W/o Rajab Ali, Aged About 31 Years, Chak 11 Rp Ward No 13 Lakhuwali Police Station Hanumangarh Town Dist Hanumangarh (Lodged Dist. Jail Hanumangarh)

-----Petitioner

Versus

State Of Rajasthan, Through Pp

-----Respondent

For Petitioner(s) : Mr. Achala Ram.
For Respondent(s) : Mr. Shrawan Singh Rathore, P.P.

HON'BLE MR. JUSTICE SANJEET PUROHIT (VACATION JUDGE)

Order

05/06/2026

1. The jurisdiction of this Court has been invoked by way of filing an application under Section 483 B.N.S.S. at the instance of accused-applicant. The requisite details of the matter are tabulated herein below:

S.No.	Particulars of the Case	
1.	FIR Number	83/2026
2.	Concerned Police Station	Hanumangarh Town
3.	District	Hanumangarh
4.	Offences alleged in the FIR	8/21 of NDPS Act
5.	Offences added, if any	-
6.	Date of passing of impugned order	30.03.2026

2. Learned counsel for accused-applicant submits that the applicant has falsely been implicated in this case. It is further submitted that recovered contraband is well below demarcated commercial quantity. It is contended that the main accused

Sahjada Bibi Alias Sajiya Alias Kali from whose conscious possession the contraband was recovered has been enlarged on bail by a Coordinate Bench of this Court in CRLMB Application No. 7935/2026 (Sahjada Bibi Alias Sajiya Alias Kali Vs. State of Rajasthan) vide order dated 24.02.2026. Learned counsel contends that no recovery has been made from the conscious possession of accused-applicant and the applicant has been dragged in the present offence solely on the basis of statement of main accused. He further submits that the trial of the case will take long time and no useful purpose would be served by keeping him behind the bars, therefore, applicant may be enlarged on bail.

3. Per contra, learned Public Prosecutor opposed the bail application. However, submits that although the recovered contraband is below the commercial quantity, the applicant-accused has five past criminal antecedents, therefore, the present case is not fit for grant of bail.

4. Heard the learned counsel for the parties and perused the materials available on record.

5. Upon consideration of rival submissions, it is found that the recovered contraband is well below demarcated commercial quantity; that accused-applicant is in custody since 26.03.2026; that the main accused has already been enlarged on bail vide order dated 24.02.2026 passed in CRLMB No. 7935/2026 (Sahjada Bibi Alias Sajiya Alias Kali Vs. State of Rajasthan); though the accused-applicant has five criminal antecedents of similar nature, he has been enlarged on bail on all those cases; charge sheet in the present offence has already been filed and

that the trial is likely to take its own considerable time, therefore, this Court feels that no useful purpose would be served by keeping the accused-applicant in detention for an indefinite period. Hence, without commenting upon the merits or demerits of the case, it is deemed suitable to grant benefit of bail to the accused-applicant in present matter at this stage.

6. Accordingly, instant bail application under Section 483 B.N.S.S. is allowed and it is ordered that the applicant-accused - ***Isma W/o Rajab Ali*** 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 as and when called upon to do so till the completion of trial and if applicant's custody is not required in any other case.

7. It is made clear that in the event, the applicant-accused is found to be involved in any offence of a similar nature in future or is found to have misused the liberty granted by this Court, it shall be open for learned Public Prosecutor to move an appropriate application for cancellation of bail, which shall be considered in accordance with law.

[SANJEET PUROHIT (VJ)],J