



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



S.B. Criminal Miscellaneous Bail Application No. 7619/2026

CNR: RJHC010564032026

URN: CRLMB / 16783U / 2026

Arjun Singh S/o Karu Singh Sodhiya, Aged About 30 Years, R/o
Choti Gudbheli, Police Station Narayangadh, District Mandsore,
Madhya Pradesh (Lodged In District Jail Chittorgarh)

----Petitioner

Versus

State Of Rajasthan, Through Pp

----Respondent

For Petitioner(s)	:	Mr. Muktesh Kumar Bishnoi
For Respondent(s)	:	Mr. Surendra Bishnoi, PP

HON'BLE MR. JUSTICE SANDEEP SHAH

Order

13/07/2026

1. The applicant has filed the present bail application under Section 483 of BNSS being aggrieved against the order dated 12.05.2026 passed by the learned Special Judge NDPS Case, No.1 Chittorgarh, Rajasthan in Criminal Miscellaneous Case No.468/2026 (CIS No.408/2026), whereby the bail application filed by the accused-applicant under Section 483 of B.N.S.S. was rejected. The accused-applicant is behind the bars, pursuant to the F.I.R. No.309/2025 registered at Police Station Nimbahera, District Chittorgarh, Rajasthan for the offence punishable under Sections 8 and 15 of the NDPS Act.

2. Learned counsel for the applicant submits that the contraband substance has been recovered from conscious possession of Dinesh and Moti Ram, who have already been



enlarged on bail by Coordinate Bench of this Court vide orders dated 22.07.2025 and 24.07.2025 in S.B. Criminal Miscellaneous Bail Application No.8749/2025 (*Dinesh vs. State of Rajasthan*) and S.B. Criminal Miscellaneous Bail Application No.8869/2025 (*Moti Ram vs. State of Rajasthan*) respectively. He further submits that the recovered contraband is 43.980 gram which is less than the threshold limit of commercial quantity. He further submits that the charge-sheet has already been filed in the case in hand and the trial of the case will take sufficiently long time. He, therefore, implores this Court to allow the present Criminal Miscellaneous Bail Application.

3. *Per contra*, learned Public Prosecutor opposes the application. However, he is not in a position to dispute the fact that main accused Moti Ram and Dinesh have already been enlarged on bail as well as the fact that the contraband recovered is below the threshold limit of commercial quantity. He however, asserts that the applicant is having criminal antecedent inasmuch as two more cases are pending against him for offences punishable under the Act of 1985. He therefore, prays for rejection of the bail application.

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

5. Having considered the arguments advanced by both the sides and having regard to the facts and circumstances of the case, including the facts that the main accused Dinesh and Moti Ram have already been enlarged on bail, the recovered contraband is below commercial quantity, though there are two



cases pending against the applicant, however, in the present case the charge-sheet has been filed and thus, the same could not be treated as an impediment as mandatory provisions of Section 37 of the Act of 1985 do not apply to the case in hand, without expressing any opinion on merits/demerits of the case, this Court is inclined to enlarge the applicant on bail.

6. Consequently, the bail application under Section 483 B.N.S.S. is **allowed**. It is ordered that the accused-applicant **Arjun Singh S/o Karu Singh Sodhiya** arrested in connection with F.I.R. No.309/2025 registered at Police Station Nimbahera, District Chittorgarh, Rajasthan, shall be released on bail, if not wanted in any other case, provided he furnishes a personal bond of Rs.50,000/- and two sureties of Rs.25,000/- each, to the satisfaction of learned trial Court, for his appearance before that Court on each & every date of hearing and whenever called upon to do so till completion of the trial.

7. It is further, made clear that the findings recorded/observations made hereinabove are for limited purposes of adjudication of bail application and the same shall not prejudice the trial of the case in any manner.

(SANDEEP SHAH),J