

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

S.B. Criminal Miscellaneous Bail Application No. 8094/2026

Prakash Beniwal S/o Babu Lal Beniwal, Aged About 32 Years,
Resident Of Bisalpur Police Station Dangiawas District Jodhpur
Rajasthan (At Present Lodged In Sub Jail Suratgarh District Sri
Ganga Nagar)

----Petitioner

Versus

State Of Rajasthan, Through Pp

----Respondent

For Petitioner(s)	:	Mr. S.R. Godara
For Respondent(s)	:	Mr. S.S. Rathore, PP

**HON'BLE MR. JUSTICE BALJINDER SINGH SANDHU
(VACATION JUDGE)**

Order

22/06/2026

This application for bail under Section 483 of the BNSS has been filed by the petitioner, who has been arrested in connection with F.I.R. No.126/2026 registered at Police Station Rajiyasar, District Sri Ganganagar, for the offences punishable under Sections 8/18 and 25 of the NDPS Act.

Learned counsel for the petitioner submits that, in the present case, the contraband recovered is 2 kilograms of Opium, which is below the commercial quantity. It is further submitted that the recovery was effected from co-accused Sushil and Ashwani, and the petitioner has been falsely implicated in the present case. It is also submitted that the petitioner has no criminal antecedents. Learned counsel further submits that the main accused, namely, Sushil and Ashwani, have already been

granted bail by a Co-ordinate Bench of this Court vide order dated 03.06.2026 passed in S.B. Criminal Misc. Bail Application Nos. 7201/2026 and 7203/2026.

Moreover, learned counsel submits that the petitioner has been in judicial custody since 16.05.2026, and the trial of the case is likely to take considerable time to conclude. Therefore, it is prayed that the benefit of bail be granted to the accused-petitioner.

Per contra, learned Public Prosecutor has opposed the bail application.

Having heard learned counsel for the parties and considered the rival submissions, the facts and circumstances of the case, as well as perused the material available on record, this Court finds that the contraband recovered in the present case is below the commercial quantity. The petitioner has been in judicial custody since 16.05.2026. The recovery was effected from co-accused Sushil and Ashwani, and the petitioner claims to have been falsely implicated. It is also not disputed that the petitioner has no criminal antecedents. Furthermore, the main accused, namely, Sushil and Ashwani, have already been granted bail by a Co-ordinate Bench of this Court vide order dated 03.06.2026 passed in S.B. Criminal Misc. Bail Application Nos. 7201/2026 and 7203/2026. The trial of the case is likely to take considerable time to conclude. Therefore, without expressing any opinion on the merits or demerits of the case, this Court is inclined to enlarge the petitioner on bail.

Consequently, the bail application under Section 483 of the BNSS is allowed. It is ordered that the accused-petitioner, Prakash Beniwal S/o Babu Lal Beniwal, arrested in connection with F.I.R. No.126/2026 registered at Police Station Rajiyasar, District Sri Ganganagar, shall be released on bail, if not wanted in any other case, provided he furnishes a personal bond in the sum of Rs.1,00,000/- and two sureties in the sum of Rs.50,000/- each, to the satisfaction of the learned trial Court, for his appearance before that Court on each and every date of hearing and whenever called upon to do so till the conclusion of the trial.

(BALJINDER SINGH SANDHU),VJ

137-deep/-