

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

S.B. Criminal Miscellaneous **2nd** Bail Application No. 8528/2025
CNR: RJHC010636572025
URN: CRLMB / 17701U / 2025

Guman Singh S/o Shri Ashok Gehlot, Aged About 34 Years, R/o Hanumanpura Was, Village Choukha, P.s. Rajeev Gandhi Nagar, Jodhpur (Lodged In Central Jail, Jodhpur)

-----Petitioner

Versus

Union Of India, Through Ncb

-----Respondent

For Petitioner(s)	:	Mr. Anand Purohit, Sr. Adv. With Mr. Kailash Khilery
For Respondent(s)	:	Mr. M.R. Pareek, Spl. PP for NCB Mr. Mayank Roy

HON'BLE MR. JUSTICE KULDEEP MATHUR

Order

22/07/2026

This second application for bail under Section 483 BNSS has been filed by the petitioner who has been arrested in connection with F.I.R. No.VIII(IO)08/NCB/JZU/2024 registered at Police Station NCB Unit, Jodhpur for the offences under Sections 8/20 and 29 of NDPS Act.

Heard learned counsel for the petitioner and learned Public Prosecutor. Perused the material available on record.

Learned counsel for the petitioner submitted that, as per the prosecution case, on 23.05.2024, the officials of the Narcotics Control Bureau (NCB), acting upon a secret information, intercepted a Bolero Pick-up bearing registration No. RJ24-GA-6108 near Mogra Kallan–Guda Bishnoiya Road. It was submitted

that, after allegedly complying with the mandatory provisions of the NDPS Act, the NCB recovered a commercial quantity of ganja from the said vehicle. Co-accused Anil was apprehended at the spot, whereas the remaining accused persons, namely Tony @ Dinesh and Bunty, allegedly managed to flee from the place of occurrence. According to the prosecution, the present petitioner, along with certain other co-accused persons, was escorting the offending vehicle.

Learned counsel further submitted that co-accused Narendra Singh has already been enlarged on bail by this Court vide order passed in S.B. Criminal Misc. Second Bail Application No.8525/2025. It was contended that the allegations levelled against the present petitioner are identical to those levelled against the said co-accused and, therefore, the petitioner is entitled to the benefit of bail on the principle of parity.

Learned counsel further submitted that no contraband has been recovered from the conscious possession of the petitioner and he was not apprehended from the place of occurrence. The allegation that the petitioner was escorting the offending vehicle is based solely on the disclosure statements of the co-accused persons recorded while they were in custody, which, by themselves, have little evidentiary value unless corroborated by independent evidence. It was further submitted that the petitioner has remained in judicial custody for a considerable period and, having regard to the number of witnesses cited by the prosecution, the trial is not likely to conclude in the near future.

On these grounds, learned counsel prayed that the petitioner be enlarged on bail.

Per contra, learned Public Prosecutor vehemently opposed the bail application. However, upon a specific query made by this Court, he was not in a position to dispute the fact that co-accused Narendra Singh, who is also alleged to have escorted the offending Bolero Pick-up bearing registration No. RJ24-GA-6108 along with the present petitioner, has already been enlarged on bail by this Court.

Having considered the rival submissions and the material available on record, particularly the fact that co-accused Narendra Singh, against whom allegations of an identical nature have been levelled, has already been enlarged on bail and that the case of the present petitioner is not distinguishable from that of the said co-accused, this Court, without expressing any opinion on the merits of the case, is of the opinion that the petitioner has made out a fit case for grant of bail. Accordingly, the petitioner deserves to be enlarged on bail during the pendency of the trial.

Consequently, the second bail application under Section 483 BNSS is allowed. It is ordered that the accused-petitioner **Guman Singh S/o Shri Ashok Gehlot** arrested in connection with F.I.R. No.VIII(IO)08/NCB/JZU/2024 registered at Police Station NCB Unit, Jodhpur, shall be released on bail, if not wanted in any other case, provided he furnishes a personal bond of Rs.1,00,000/- and two sureties of Rs.50,000/- 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.

It is however, made clear that findings recorded/observations made above are for limited purposes of adjudication of bail application. The trial court shall not get prejudiced by the same.

(KULDEEP MATHUR),J