

HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JODHPUR

1. S.B. Criminal Miscellaneous Bail Application No. 9607/2026
CNR: RJHC010653452026 | URN: CRLMB / 20985U / 2026

Vijay S/o Mohan Ram Harijan, Aged About 28 Years, R/o Vishnu Nagar, Kaparda, Police Station Kaparda, District Jodhpur Rajasthan. At Present Lodged At District Jail Bhilwara

----Petitioner

Versus

State Of Rajasthan, Through Pp

----Respondent

Connected With

2. S.B. Criminal Miscellaneous Bail Application No. 9071/2026
CNR: RJHC010642132026 | URN: CRLMB / 19646U / 2026

Shrawan Ram S/o Mana Ram Jaat, Aged About 34 Years, R/o Sengwa Ka Baas, Benan, Police Station Kaparda, District Jodhpur (Rajasthan) (Lodged In District Jail, Bhilwara)

----Petitioner

Versus

State Of Rajasthan, Through Pp

----Respondent

For Petitioner(s)	:	Mr. Hari Ram Bishnoi Mr. Tirath Raj Singh Sodha
For Respondent(s)	:	Mr. Hathi Singh Jodha, PP

HON'BLE MR. JUSTICE SANDEEP SHAH

Order

23/07/2026

1. The applicants have filed the present bail applications under Section 483 of BNSS being aggrieved against the orders dated 29.06.2026 (Vijay V. State of Rajasthan) & 30.06.2026 (Shrawan Ram V. State of Rajasthan) passed by the learned Special Judge NDPS Cases, Bhilwara, in Criminal Miscellaneous (Bail) Case Nos.

274/2026 (Vijay V. State of Rajasthan) and 275/2026 (Shrawan Ram V. State of Rajasthan), whereby the bail applications filed by the accused-applicants under Section 483 of B.N.S.S. were rejected. The accused-applicants are behind the bars, pursuant to the F.I.R. No.121/2026 registered at Police Station Mangarop, District Bhilwara, for the offence punishable under Sections 8 & 21 of the NDPS Act, 1985.

2. Learned counsel for the applicants submit that the narcotic substance recovered in the matter is below the threshold limit of commercial quantity, inasmuch as 16.52 grams of smack was recovered from the joint possession of Shrawan Kumar, Vijay and Jagdish. Learned counsel further submit that the co-accused Jagdish, has already been enlarged on bail by the Co-ordinate Bench of this Court vide order dated 01.07.2026 passed in S.B. Criminal Miscellaneous Bail Application No. 8443/2026 (Jagdish v. State of Rajasthan). They further submit that the applicant-Shrawan Ram does not have any criminal antecedents of a similar nature, whereas one case of a similar nature pertaining to the year 2020 is pending against applicant-Vijay. Learned counsel further submit that the trial is likely to take a considerable period of time to conclude. They, therefore, pray that the present bail applications be allowed.

3. Per contra, learned Public Prosecutor opposes the bail applications. However, he is not in a position to dispute the fact that the recovered contraband is below the threshold limit of commercial quantity, as also the fact that the similarly situated co-

accused-Jagdish has already been enlarged on bail by the Coordinate Bench of this Court.

4. Heard learned counsel for the applicants as well as the learned Public Prosecutor and perused the material available on record.

5. Having considered the arguments advanced by learned counsel for the parties and having regard to the facts and circumstances of the case, more particularly the facts that the recovered contraband is below the threshold limit of commercial quantity, the applicant-Shrawan Ram is not having any criminal antecedents of identical nature and one case of a similar nature pertaining to the year 2020 is pending against applicant-Vijay, and the trial is likely to take a sufficiently long time to conclude, this Court *prima facie* finds it to be a fit case to enlarge the accused-applicants on bail.

6. Thus, without expressing any opinion on merits/demerits of the case, this Court is inclined to enlarge the accused-applicants on bail.

7. Consequently, the bail applications under Section 483 B.N.S.S. are **allowed**. It is ordered that the accused-applicants; **(1) Vijay S/o Mohan Ram Harijan** and **(2) Shrawan Ram S/o Mana Ram Jaat** arrested in connection with F.I.R. No.121/2026 registered at Police Station Mangarop, District Bhilwara, shall be released on bail, if not wanted in any other case, provided each of them 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 their appearance before that Court on each & every date of

hearing and whenever called upon to do so till completion of the trial.

8. It is further, made clear that findings recorded/observations made herein-above are for limited purposes of adjudication of bail applications and the same shall not prejudice the trial of the case in any manner.

(SANDEEP SHAH),J