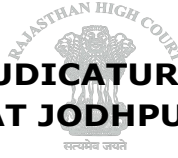




**HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JODHPUR**



S.B. Criminal Miscellaneous Bail Application No. 9209/2026

CNR: RJHC010648652026

URN: CRLMB / 20029U / 2026

Bhanu Partap Singh S/o Shri Satpal Singh, Aged About 23 Years,
Resident ward No.20 Shekhawat colony churu p.s. Kotwali churu
district Churu Raj.

Presently Lodged In District Jail Churu.

-----Petitioner

Versus

State Of Rajasthan, Through Public Prosecutor

-----Respondent

For Petitioner(s)	:	Mr. Harsh Shekhawat
For Respondent(s)	:	Mr. Surendra Bishnoi, PP

HON'BLE MR. JUSTICE SANDEEP SHAH

Order

16/07/2026

1. The applicant has filed the present bail application under Section 483 of BNSS being aggrieved against the order dated 04.07.2026 passed by the learned Special Judge, (NDPS Act Cases), and Additional Session Judge, District Churu, in Criminal Misc. Bail Application No.207/2026, whereby the bail application filed by the accused-applicant under Section 483 B.N.S.S. was rejected. The accused-applicant is behind the bars, pursuant to the F.I.R. No.86/2026 registered at Police Station Kotwali Churu, District Churu against the accused-applicant for the offence punishable under Sections 8/21 of NDPS Act 1985.

2 Learned counsel for the applicant submits that the recovered contraband is just above the threshold limit of small quantity and



much below the commercial quantity as notified under the NDPS Act, 1985. He submits that the recovery was effected from co-accused Gaurav, who has already been enlarged on bail by Coordinate Bench of this Court, vide order dated 23.04.2026 passed in S.B. Criminal Miscellaneous Bail Application No.4985/2026 (Gaurav v. State of Rajasthan). He also submits that the accused-applicant has been implicated solely on the basis of the statement of co-accused Gaurav. He further submits that the accused-applicant is not having any criminal antecedent of an identical nature. He further submits that the investigation and the trial is likely to take sufficiently long time to conclude. He, therefore, implores this Court to allow the present bail application.

3. *Per contra*, learned Public Prosecutor opposes the bail application. However, he is not in a position to dispute the fact that the contraband involved in the case is just above the threshold limit of small quantity and much below the commercial quantity, and the recovery was effected from co-accused Gaurav, who has already been enlarged on bail by Coordinate Bench of this Court.

4. Heard learned counsel for the applicant 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 contraband involved in the case is just above the threshold limit of small quantity and much below the commercial quantity, the recovery was effected from co-accused Gaurav, who has already



been enlarged on bail by Coordinate Bench of this Court, vide order dated 23.04.2026, the investigation and the trial is likely to take sufficiently long time to conclude, the accused-applicant is not having any criminal antecedent of an identical nature, and considering that the embargo under Section 37 of the NDPS Act, 1985 does not apply in the present case, this Court *prima facie* finds it a fit case to enlarge the accused-applicant on bail.

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

7. Consequently, the bail application under Section 483 B.N.S.S. is **allowed**. It is ordered that the accused-applicant; ***Bhanu Partap Singh S/o Shri Satpal Singh***, arrested in connection with F.I.R. No.86/2026 registered at Police Station Kotwali Churu, District Churu, 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.

8. It is further, made clear that findings recorded/observations made herein-above 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