

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

S.B. Criminal Miscellaneous Bail Application No. 14065/2024
Champalal S/o Laxmanram, Aged About 28 Years, R/o Bhramano
Ka Bass Chimana, P.s Chakhu , Dist Phalodi. (Presently Lodged In
Dist Jail Nagaur)

-----Petitioner

Versus

State Of Rajasthan, Through PP

-----Respondent

For Petitioner(s)	:	Mr. Bhanwaru Ram.
For Respondent(s)	:	Mr. Sameer Pareek, P.P.

HON'BLE DR. JUSTICE NUPUR BHATI
Order

25/07/2025

1. The instant bail application has been filed by the petitioner under Section 483 BNSS who has been arrested in connection with the FIR No.739/2023 dated 28.11.2023 registered at the Police Station Kotwali Nagaur, District Nagaur, for the offences under Sections 8 and 15 of NDPS Act.
2. Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the case. He submits that the incident in question took place between one TATA LPT 1412 Mini Truck No. HR-55-AF-5280 and one Mahindra Bolero No. RJ-21-UB-2694. When the police arrived at the spot and upon search of the offending vehicle, i.e., TATA Mini Truck, they found contraband (Poppy Husk) weighing 3279 kg and 800 grams. During the search of the offending vehicle, the police team found the registration certificate in the name of the present petitioner; however, the petitioner was not present at the spot. Learned counsel for the petitioner submits that the petitioner had sold the said offending Mini Truck to one Shanker Lal by way of an agreement to sale dated 04.10.2023, i.e., well before the incident took place. He submits that the petitioner is in custody since 13.03.2024, the

charge-sheet has been filed, and there is no recovery due against the petitioner and also no criminal antecedents are pending against the petitioner.

3. Per contra, learned Public Prosecutor opposes the bail application; however, he is not in a position to refute the fact that the present petitioner was not found at the spot during the recovery of contraband from the offending vehicle and that the petitioner had sold the said vehicle to one Shanker Lal by way of an agreement to sale dated 04.10.2023, which is prior to the date of the incident. Furthermore, it is not disputed that the petitioner has been in custody since 13.03.2024, the charge-sheet has already been filed, there is no recovery due against him, and there are no antecedents reported against the petitioner.

4. Having considered the submissions advanced at Bar by learned counsel for the parties and having regard to the entirety of facts and circumstances of the case as available on record; and looking to the fact that trial may take a long time to conclude and, without expressing any opinion on the merits/demerits of the case, this Court deems it fit to enlarge the petitioner on bail.

5. Consequently, the bail application is allowed. It is ordered that the accused petitioner **Champalal S/o Laxmanram**, arrested in connection with FIR No.739/2023 dated 28.11.2023 registered at the Police Station Kotwali Nagaur, District Nagaur, shall be released on bail; provided he furnishes a personal bond in the sum of Rs.50,000/- and two sureties of Rs.25,000/- each to the satisfaction of the learned trial Court, with a stipulation to appear before that Court on all dates of hearing and as and when called upon to do so.

(DR. NUPUR BHATI),J