

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

S.B. Criminal Miscellaneous Bail Application No. 15148/2025

CNR: RJHC011139572025

URN: CRLMB / 31484U / 2025

Ramkishan S/o Shankarlal Bishnoi, Aged About 30 Years,
Resident Of Kudasu Police Station Panchu District Bikaner
Rajasthan (Presently Lodged In Dist. Jail Bikaner)

-----Petitioner

Versus

State Of Rajasthan, Thought PP

-----Respondent

For Petitioner(s) : None present

For Respondent(s) : Mr. Hathi Singh Jodha, PP

HON'BLE MR. JUSTICE SANDEEP SHAH

Order

14/07/2026

1. The bail application has been pending since 2025, and except for adjournments, no other order-sheet has been drawn.
2. This Court, vide order dated 25.05.2026, had directed as under:-

"1. In the present case, post filing of the bail application in the month of December 2025, learned counsel for the applicant has remained absent on most of the occasions, although he had appeared on the last date and sought adjournment.

2. Nobody appeared on behalf of the applicant even in the second round.

3. In the interest of justice, list the matter after four weeks."

3. Thereafter, the matter was listed on 29.06.2026, and the following order in this regard was drawn as under:-

"1. From perusal of the record of the file, it is apparent that the present bail application was filed way back in the year 2025, and since then, except for seeking adjournments, learned counsel for

the applicant has not endeavoured to argue the matter. Even today, nobody is present on behalf of the applicant.

2. In the interest of justice, list the matter on 09.07.2026."

3. It is clarified that no further adjournment shall be granted in the case in hand."

4. The matter was again listed on 09.07.2026 and adjournment was sought by learned proxy counsel appearing for learned counsel for the applicant and it was clarified that no further adjournment shall be granted. Accordingly, the following order was passed:-

"1. Learned Proxy counsel appearing on behalf of the learned counsel for the applicant submits that the learned counsel is indisposed due to health condition.

2. He prays for one last opportunity to argue the matter

3. List the matter on 13.07.2026.

4. It is clarified that no further adjournment shall be granted in the case in hand."

5. Today again nobody has appeared on behalf of the applicant. It seems that learned counsel for the applicant is not interested to pursue the present application.

6. Brief facts of the case are that on 06.04.2025, while conducting a blockade, the Police Officials saw a car being driven at a very high speed. Upon noticing the police, the driver of the car started plying the same onto kacha road. The Police Officials suspecting something and tried to chase the car. The car in question, collided with a tree. Thereafter, the occupant of the vehicle was apprehended and, upon being asked, disclosed his name as the present applicant, Ramkishan S/o Shankarlal Bishnoi. On search being conducted of the car, 6 polythene bags containing some substance of off-white colour were found. Upon further search being conducted, total 89.22 kilogram of poppy husk was recovered from the 6 polythene bags found in the car. On

apprehending, the accused informed that he had purchased the contraband from co-accused Babal @ Bablu Manjhu. A perusal of the record of the case reveals that the applicant has criminal antecedents, and two other criminal cases pertaining to the same offence are pending against him. Even the recovery has been made from the conscious possession of the applicant and the case in hand is a case of chance recovery, thus, there is no question of compliance of Section 42 of the Act of NDPS, as pleaded in the bail application

7. Considering the fact that contraband of commercial quantity was recovered and the applicant has criminal antecedents, the embargo contained in Section 37 of the Act of 1985 could not be breached. Further, it is not a case of prolonged incarceration. Therefore, no case for grant of bail is made.

8. Accordingly, the present criminal miscellaneous bail application is dismissed.

9. It is further, made clear that the findings recorded/observations made hereinabove 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