

RAJASTHAN HIGH COURT

सत्यमेव जयते

HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR

S.B. Criminal Miscellaneous Bail Application No. 760/2026

Anil S/o Kanwar Lal, Aged About 30 Years, Resident Of Bhavgarh
Police Station Bhavgarh, District Mandsaur Madhyapradesh.
(At Present Lodged In Dist. Jail Banswara)

-----Petitioner

Versus

State Of Rajasthan, Through PP

-----Respondent

Connected With

S.B. Criminal Miscellaneous Bail Application No. 15760/2025

Dinesh S/o Mangi Lal Nayak, Aged About 39 Years, Resident Of
Singpuriya, Police Station Arnod, District Prataparh.
(At Present Lodged In Dist. Jail Banswara)

-----Petitioner

Versus

State Of Rajasthan, Through PP

-----Respondent

For Petitioner(s)	:	Mr. Vijay Kumar Gaur
For Respondent(s)	:	Mr. Prem Singh Panwar, PP

HON'BLE MR. JUSTICE PRAVEER BHATNAGAR

Order

12/03/2026

1. These instant bail applications have been filed under Section 483 BNSS on behalf of accused-petitioners. The petitioners have been arrested in connection with FIR No.99/2025 registered at Police Station Mota Gaon, District Banswara, for the offence(s) under Sections 336(3) & 338 of BNS, 2023 and Section 8/15 of NDPS Act.

2. Learned counsels for the accused-petitioners submits that the accused-petitioners have falsely been implicated in this case. It is contended that the recovery of the alleged contraband article weighing 52 Kg 680 grams of poppy straw was effected in a vehicle from the possession of other co-accused Omprakash. The co-accused Omprakash has revealed the name of present petitioner Dinesh. The other co-accused Sohan Lal and Omprakash have already been enlarged on bail by the Coordinate Bench vide different orders. It is contended that the connectivity shown of accused-petitioner Dinesh with the co-accused Omprakash pertains to 17.03.2025 upto 27.03.2025 whereas the recovery of said contraband article effected from the co-accused Omprakash on 17.06.2025. Apart from the call details, there is no other substantive piece of evidence available on record indicating the petitioners' involvement in the alleged crime. The Petitioners are behind the bars since long and charge-sheet qua petitioner Dinesh has already been submitted. The investigation against other accused-petitioner Anil has already been concluded, however, charge-sheet is yet to be submitted and further trial of the case may take considerable time, therefore, these bail applications of the accused-petitioners may be allowed.

3. Learned Public Prosecutor has vehemently opposed these bail applications and contended that both the accused-petitioners are habitual offenders and connectivity was found between petitioner Dinesh and main accused Omprakash and Sohan Lal. It is further contended that against accused-petitioner Dinesh, 4 cases of similar nature have already been registered and against accused-petitioner Anil, one case of similar nature has been

registered, therefore, considering the aforesaid facts, these bail applications filed by the accused-petitioners deserve dismissal.

4. Heard and perused the material available on record.

5. Considering the fact that the main accused Omprakash has already been enlarged on bail by the Coordinate Bench and other similarly situated co-accused Sohan Lal has also been enlarged on bail, though, there are several cases pending against the petitioners under NDPS Act, therefore, without further elaborating upon the merits of the case, this Court deems it just and proper to enlarge the accused-petitioners on bail.

6. Accordingly, these bail applications under Section 483 BNSS are allowed and it is ordered that the accused-petitioners namely:

1. Anil S/o Kanwar Lal and **2. Dinesh S/o Mangi Lal Nayak**, in connection with FIR No. 99/2025 registered at Police Station Mota Gaon, District Banswara, shall be enlarged on bail provided each of them furnishes a personal bond in the sum of Rs.50,000/- with two sureties of Rs.25,000/- each to the satisfaction of the learned trial Judge for their appearance before the court concerned on all the dates of hearing and as and when called upon to do so. The learned trial Judge shall also verify the address and the contact details of the surety through concerned SHO before releasing the accused-petitioners on bail.

7. The accused-petitioners are also directed to mark their presence on 25th of every month till conclusion of trial before the concerned police station. The SHO of the concerned police station is directed to maintain a regular register marking the presence of the accused-petitioners and shall send the presence report of the accused-petitioners on the same day to the concerned Trial Court

without any delay. In case of any breach to the aforementioned conditions, the learned Public Prosecutor shall be free to move the application against the accused-petitioners for cancellation of the bail before the concerned Court.

8. The accused-petitioners are also directed to submit their present address along with the mobile number to the concerned SHO within a period of 7 days from their release and the concerned SHO shall verify the said address and the mobile number. In case if the petitioners change their address or mobile number, they shall submit the same before the concerned SHO so also before the concerned learned Trial Court.

9. A copy of this order shall be sent to the concerned SHO for its strict compliance.

(PRAVEER BHATNAGAR),J