

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous Bail Application No. 1945/2026

Sagar Barman S/o Bhavendra Barman, Aged About 23 Years, R/o
A-33, Shiv Vihar Colony, Khatipura, Jaipur, Rajasthan.

-----Petitioner

Versus

State Of Rajasthan, Through Pp

-----Respondent

For Petitioner(s)	:	Mr. Gajendra Singh Rathore
For Respondent(s)	:	Mr. Tej Prakash Sharma, Spcl. P.P.

HON'BLE MR. JUSTICE SAMEER JAIN

Order

27/03/2026

1. The instant bail application has been filed under Section 483 BNSS on behalf of accused-applicant. The accused-applicant was arrested in connection with FIR No. 7/2025 registered at Police Station Central Bureau of Narcotics (CBN), Jaipur for the offence(s) under Sections 8/20, 29 of NDPS Act.
2. Learned counsel for the accused-applicant submits that the total quantity recovered of the contraband i.e., *ganja* is 44.410 Kgs out of which approximately 33.800 Kgs is recovered from the vehicle. It is also submitted no *prima facie* case is made out against the applicant, as there is no physical recovery from the applicant.
3. *Per contra*, learned Special Public Prosecutor has vehemently opposed the bail application. It is submitted that the present is a case where contraband recovered is higher than the prescribed the commercial quantity and provisions enshrined

under Section 37 of the NDPS Act would be attracted. It is further submitted that investigation is ongoing qua the role of the accuse-applicant.

4. Having heard the arguments advanced by the learned counsel for the parties and considering the fact that recovered quantity of the contraband is more than the prescribed commercial quantity; that rigours of Section 37 of the NDPS Act would be applicable in the present case; that investigation is ongoing till date; and looking to the overall facts and circumstances of the case and material on record but without commenting on merits/demerits of the case, this court is not inclined to allow the bail application of the accused-applicant.

5. Accordingly, the bail application under Section 483 BNSS is dismissed at this stage.

(SAMEER JAIN),J