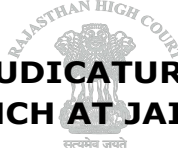




**HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR**



S.B. Criminal Miscellaneous 2nd Bail Application No. 5417/2026

Bijendra Singh S/o Shri Gyan Singh, Aged About 32 Years, R/o Nisura, Police Station Balghat, District Karauli (Raj.) (At Present He Is Confined In Sub Jail Hindaun City).

-----Petitioner

Versus

State Of Rajasthan, Through PP

-----Respondent

For Petitioner(s)	:	Mr. Asad Ul Haq Nooree
For Respondent(s)	:	Ms. Arti Sharma, PP

HON'BLE MR. JUSTICE ANIL KUMAR UPMAN

Order

05/05/2026

1. This second bail application under Section 483 of BNSS has been filed on behalf of the petitioner, who has been arrested in connection with FIR No.307/2025 registered at Police Station Balghat, District Karauli (Raj.) for offence punishable under Sections 8/21, 25 & 29 of NDPS Act and Section 111(2)(b) of the Bharatiya Nyaya Sanhita, (in short 'BNS') 2023.
2. Learned counsel for the petitioner submits that first bail application filed on behalf of the petitioner was considered and allowed vide order dated 31.01.2026, taking note the statement made by the learned counsel for the petitioner that no other case under the NDPS Act has been registered against the petitioner. In these circumstances, while allowing the first bail application of the petitioner, learned trial Court was directed to verify the said statement regarding the registration of other offence under the



NDPS Act. Upon verification, one other case under the NDPS Act was found to be registered against the petitioner, therefore, his bail bonds were not accepted by the learned trial Court. Thereafter, an application for recalling the order dated 31.01.2026 was filed by the petitioner whereby the said order was recalled and first bail application of the petitioner was dismissed as withdrawn. After dismissal of first bail application, petitioner filed a fresh bail application before the learned trial Court, however, same was dismissed vide order dated 28.03.2026, thus this second bail application has been preferred.

3. Learned counsel for the petitioner submits that petitioner has falsely been implicated in this case. Counsel submits that alleged recovered contraband (Smack) weighing 13.80 gms, is below commercial quantity. It is submitted that trial will take considerable time in its conclusion. Counsel submits that the petitioner is in custody since 08.12.2025 and further custody of the petitioner would not serve any fruitful purpose.

4. Learned Public Prosecutor opposes the bail application.

5. I have considered the contentions.

6. Having regard to the totality of the facts and circumstances of the case; considering the arguments advanced by learned counsel for the petitioner, as also the fact that alleged recovered contraband is slightly above from the small quantity and trial will take considerable time in its conclusion as well as looking to the period of custody, but without commenting anything on the merits/demerits of the case, I deem it fit and proper to allow this second bail application.



7. Accordingly, this second bail application is accordingly allowed and it is directed that accused-petitioner – **Bijendra Singh S/o Shri Gyan Singh** shall be released on bail provided, he furnishes a personal bond in the sum of Rs.5,00,000/- (Rupees Five Lakh Only) together with two sureties in the sum of Rs.2,50,000/- (Rupees Two Lakh Fifty Thousand Only), each to the satisfaction of the learned trial Court with the stipulation that he shall appear before that Court and any Court to which the matter is transferred, on all subsequent dates of hearing and as and when called upon to do so.

8. It is made clear that the accused-petitioner shall not involve in any other offence(s) during currency of the bail and he shall mark his presence in first week of every month in the concerned police station, till conclusion of the trial.

9. Concerned SHO shall enter attendance of the petitioner in the Roznamcha. In case the petitioner fails to mark his presence in the concerned police station, the concerned SHO is directed to immediately report the matter to the concerned Court in this regard.

10. If any breach of these conditions is reported or come to the notice of the Court, the same shall alone be a reason for the trial Court to cancel the bail granted to him by this Court.

11. Office is directed to send a copy of this order to the concerned SHO for necessary compliance.



12. The observations made hereinabove are only for decision of the bail application and would not have any impact on the trial of the case in any manner.

(ANIL KUMAR UPMAN),J

GAUTAM JAIN /25