

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous Bail Application No. 5652/2026

Ramhet S/o Latur Lal, Aged About 35 Years, R/o Bhotpura, Near Govt. School, Taleda, District Bundi At Present Near Muktidham Shamshan Tank, P.s. Nayapura, District Kota City (Raj.) (At Present Confined In Central Jail Jaipur).

-----Petitioner

Versus

State Of Rajasthan, Through PP

-----Respondent

For Petitioner(s)	:	Mr. Rajesh Gadwal
For Respondent(s)	:	Mr. Vijay Singh Yadav, PP

HON'BLE MR. JUSTICE ASHOK KUMAR JAIN

Order

08/05/2026

1. The present bail application under Section 483 of BNSS is filed by the applicant-accused **Ramhet S/o Latur Lal**, seeking bail in respect of a criminal case registered as FIR No.107/2026 dated 26.03.2026 registered at P.S. Nayapura, District - Kota City, for the offence under Sections 8/20 of NDPS Act.
2. Learned counsel for the applicant submits that the applicant has been falsely implicated in the matter and the investigation against him is complete and he is no more required in investigation. He further submits that there are no chance of fleeing of applicant accused from the jurisdiction of this Hon'ble Court. He also submits that the applicant undertakes not to repeat offence and cooperate with investigation/trial, which will take time.

3. Learned counsel for the petitioner submits that the police has not complied mandatory provision under the NDPS Act before effecting search and seizure and a notice under Section 50 of NDPS Act was not served before search. He also submits that no opportunity was granted to the petitioner to be searched in presence of a Magistrate. He further submits that the recovered quantity of 150 grams of *Charas* is less than commercial quantity. He further submits that no previous case under the NDPS Act was registered against the petitioner.
4. Learned Public Prosecutor has vehemently opposed the bail application and submitted that the allegations are grave and serious in nature. He has also filed a report received from concerned Police Station.
5. Heard learned counsel for the petitioner-accused and learned Public Prosecutor. Perused the material placed on record by both the parties.
6. In the night of 25-26 March 2026, Dipendra Kumar, ASI, Police Station Nayapura, District Kota City has inquired the present petitioner when he was sitting in suspicious condition near gate of Umed Singh Stadium, then on suspicion, has searched the petitioner and found 158 grams of *Charas*. An FIR No.107/2026 dated 26.03.2026 under Section 8/20 of NDPS Act was registered at police station Nayapura, District Kota City. There were four criminal cases registered against the petitioner and three of them are under Section 4/25 of the Arms Act, but fourth one is under the

Excise Act. The recovered quantity is less than commercial quantity.

7. Upon hearing the arguments and perusing the record, we have found that the applicant-accused is no more required in the investigation and he is in custody for quite some time. The further proceedings will take its own time, therefore, looking to entirety of facts and circumstances of the case and without expressing any opinion on merits of the case, the Court deems it appropriate to grant bail to the applicant-accused.
8. Thus, the instant bail application filed on behalf of applicant-accused **Ramhet S/o Latur Lal**, is hereby allowed and the applicant-accused is ordered to be released on bail upon furnishing a personal bond of ₹50,000/- with two sureties of like amount to the satisfaction of the Trial Court with the following conditions:-
 - (i) The applicant-accused shall not tamper with evidence or influence the witness in any manner.
 - (ii) The applicant-accused shall not indulge in any criminal activity and shall not repeat any criminal offence punishable under the Law.
 - (iii) The applicant-accused shall attend the hearing of the Trial Court on the date fixed by the Trial court or as and when asked to appear before the Trial Court.
 - (iv) In case of any violation of above conditions, the bail granted to the applicant-accused shall be liable to be canceled.



9. The Registry is directed to send a copy of this order to the Trial Court through E-mail.

(ASHOK KUMAR JAIN),J

MR/52