

RAJASTHAN HIGH COURT

सत्यमेव जयते

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous Bail Application No. 4201/2026

Nirmala Devi Wife Of Shri Bajranglal, Aged About 45 Years, R/o Khadab, Police Station Sarund At Present Manis Vihar Colony, Kotputali - District Kotputali-Behror (Raj.) (Confined At Women Jail Jaipur)

-----Petitioner

Versus

State Of Rajasthan, Through P.p.

-----Respondent

Connected With

S.B. Criminal Miscellaneous Bail Application No. 5839/2026

Bajrang Lal S/o Late Chiranji Lal, Aged About 48 Years, R/o Khadab, Police Station Sarund At Present Manis Vihar Colony, Kotputali-District Kotputali-Behror (Raj.) (Confined At District Jail Kotputali).

-----Petitioner

Versus

State Of Rajasthan, Through Pp

-----Respondent

S.B. Criminal Miscellaneous Bail Application No. 6076/2026

Simbhudayal Mahajan S/o Shri Mulchand Mahajan, Aged About 68 Years, R/o Ward No. 15, Jogiyo Ka Mohalla Pragpura, Police Station Pragpura, District Kotputli-Behror, Rajasthan. At Present Resident Of House No. 48 Gulabnagar Colony Jaysinghpura Khor, Police Station Jaisinghpura Khor, District Jaipur City, Rajasthan. (At Present Confined In District Jail, Alwar).

-----Petitioner

Versus

The State Of Rajasthan, Through Pp

-----Respondent

For Petitioner(s)	:	Mr. Gopal Gupta Mr. Rajveer Singh Gurjar
For Respondent(s)	:	Mr. Vijay Singh Yadav, PP

HON'BLE MR. JUSTICE ASHOK KUMAR JAIN**Order****08/05/2026**

1. These bail applications under Section 483 of BNSS are filed by the applicants-accused **Nirmala Devi Wife Of Shri Bajranglal, Bajrang Lal S/o Late Chiranji Lal and Simbhudayal Mahajan S/o Shri Mulchand Mahajan**, seeking bail in respect of a criminal case registered as FIR No.102/2026 dated 28.02.2026 registered at P.S. Kotputli District - Kotputli Behror, for the offence under Sections 8/20 of NDPS Act.
2. Learned counsel for the applicants submits that the applicants have been falsely implicated in the matter and the investigation against them is complete and they are no more required in investigation. They further submits that there are no chance of fleeing of applicant accused from the jurisdiction of this Hon'ble Court and applicants do not have any criminal antecedents. They also submits that the applicants undertakes not to repeat offence and cooperate with investigation/trial, which will take time.
3. Learned counsels for the petitioners submits that before effecting search and seizure, the police has not complied with the mandatory provisions under the NDPS Act. Learned counsel appearing on behalf of Nirmala Devi submitted that the police has allegedly recovered 12.396 kg of ganja and ₹2,45,000/- as sale proceeds of ganja, but the recovered contraband does not fall within the definition of ganja. He

also submitted that the recovered money is personal money of their savings and the same is not crime proceeds.

4. Learned counsel appearing on behalf of Bajrang submitted that the recovered contraband from Nirmala is less than commercial quantity and no recovery has been effected from Bajrang Lal, who is husband of Nirmala. He further submitted that except one case under IPC, that too registered in 1998, there is no criminal antecedent against the petitioner.
5. Learned counsel on behalf of Shimbhudayal submitted that no recovery has been effected from the petitioner and he has been added as an accused under Section 29 of the NDPS Act. He further submitted that the age of the petitioner is 68 years and three more criminal cases from the year 1985 to 1997 were registered against the petitioner and all were disposed. They further submitted that the petitioners are in custody, since their arrest.
6. Learned Public Prosecutor has vehemently opposed the bail applications and submitted that the allegations are grave and serious in nature. He has also filed a report received from concerned Police Station.
7. Heard learned counsel for the parties and learned Public Prosecutor. Perused the material placed on record by both the parties.
8. In the night of 27-28 February 2026, SHO PS Kotputli, on the basis of an information, searched the house of Bajrang Lal, wherein he found Nirmala Devi, wife of Bajrang Lal, and from her possession recovered 12.396 kg of ganja along with

cash of ₹2,45,000/-. After the proceedings, FIR No. 102/2026 under Sections 8/20 of the NDPS Act was registered at PS Kotputli on the basis of information. Bajrang Lal, who is the husband of Nirmala, was arrested as an accused on the basis of information. After the proceedings, accused Shimbhudayal was found as source of supply of ganja and was charged for offence under Sections 8/29 of the NDPS Act. The recovered quantity is less than commercial quantity and the main accused is Nirmala and Bajrang Lal.

9. Upon hearing the arguments and perusing the record, we have found that the applicants-accused are no more required in the investigation and they are 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 applicants-accused.
10. Thus, the instant bail applications filed on behalf of applicants-accused **Nirmala Devi Wife Of Shri Bajranglal, Bajrang Lal S/o Late Chiranji Lal and Simbhudayal Mahajan S/o Shri Mulchand Mahajan**, are hereby allowed and the applicants-accused are ordered to be released on bail with condition that each of the petitioner would furnish 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 applicants-accused shall not tamper with evidence or influence the witness in any manner.
- (ii) The applicants-accused shall not indulge in any criminal activity and shall not repeat any criminal offence punishable under the Law.
- (iii) The applicants-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 applicants-accused shall be liable to be canceled.

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

(ASHOK KUMAR JAIN),J