

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous Bail Application No. 5825/2026

Ramprasad S/o Mangilal, Aged About 50 Years, R/o Dhavad Bujrug, Post Preampuriya, Police Station Gandhi Sagar, District Mandsaur (Mp) At Present Confined In Judicial Custody At Central Jail Ajmer.

-----Petitioner

Versus

State Of Rajasthan, Through PP

-----Respondent

For Petitioner(s)	:	Mr. Manish Sharma
For Respondent(s)	:	Mr. Vijay Singh Yadav, PP

HON'BLE MR. JUSTICE ASHOK KUMAR JAIN

Order

04/05/2026

1. The present bail application under Section 483 of BNSS is filed by the applicant-accused **Ramprasad S/o Mangilal** seeking bail in respect of a criminal case registered as FIR No.84/2026 dated 19.03.2026 registered at P.S. R.K. Puram, District- Kota City, for the offence under Sections 8/18 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. The applicant does not have any criminal antecedents. He also submits that the

applicant undertakes not to repeat offence and cooperate with trial, which will take time.

3. Learned counsel for applicant submits that two packets containing poppy milk (milky latex or SAP extracted from the seed pods of the opium poppy) were recovered and a case under Section 8/18 of NDPS Act was registered against the applicant. He further submitted that police has not complied the mandatory provisions under the law, before effecting search and seizure. He also submitted that the recovered quantity is not a commercial one and the applicant is in custody since his arrest.
4. Learned Public Prosecutor has vehemently opposed the bail application and submitted that the allegations are grave and serious in nature. Learned Public Prosecutor has submitted report received from concerned Police Station.
5. Heard learned counsel for the applicant-accused and learned Public Prosecutor. Perused the material placed on record by both the parties.
6. On 19.03.2026, when a bus (No.MP-44-ZD-5565) was stopped then a person sitting in bus was found in suspicious condition and when his bag was checked then two packets of milky latex (opium) were found. The weight of first packet was 515 grams, whereas of other packet was of 480 grams. The total weight of was 987 grams. On the basis of proceedings, FIR No.84/2026 under Section 8/18 of NDPS Act was registered at P.S. R.K. Puram, Kota city and present applicant was arrested. At present, the investigation is in progress and yet a charge-sheet has not been filed.

7. The material on record indicate that the recovery is of milky latex (Papaver Somniferum). The recovered product is used in multiple ways, therefore, considering the role and involvement of present applicant in transportation of milky latex is a serious offence, therefore, the applicant is not entitled for bail.
8. In view of discussion made herein above, the application for bail filed under Section 483 of BNSS preferred by **Ramprasad S/o Mangilal** is hereby dismissed.

(ASHOK KUMAR JAIN),J