

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous Bail Application No. 5962/2026

Afsar Ali S/o Mohammad Ishaq, Aged About 26 Years, R/o Ward No 8, Bannaji Ka Circle, Chauth Ka Barwada, Than Chouth Ka Barawada District Sawai Madhopur, Raj. (At Present Confined In District Jail, Tonk).

-----Petitioner

Versus

State Of Rajasthan, Through Pp

-----Respondent

For Petitioner(s)	:	Mr. Praveen Kumar Jain with Mr. Badhar Singh and Ms. Sunita Choudhary
For Respondent(s)	:	Mr. Vivek Sharma, PP

HON'BLE MR. JUSTICE PRAMIL KUMAR MATHUR

Order

30/04/2026

1. The petitioner has preferred this bail application under Section 483 of BNSS in FIR No.49/2026 registered at Police Station Banetha, District Tonk for offences under Sections 8, 20 and 21 of NDPS Act, 1985.
2. Heard learned counsel for the petitioner as well as learned Public Prosecutor and perused the material available on record.
3. Learned counsel for the petitioner submits that the petitioner has falsely been implicated in this case. He further submits that the allegation against the present petitioner is that 12 grams of smack was recovered from his conscious possession, which is below the commercial quantity. Petitioner is behind the bars since 15.03.2026 without any criminal past. The trial of the case will take considerable time, therefore, no fruitful purpose would be

served by keeping the petitioner in further custody, consequently, the bail application deserves to be allowed.

4. Learned Public Prosecutor has vehemently opposed the bail application.

5. On consideration of the rival submissions and material available on record and in light of submission made by learned counsel for the petitioner but without expressing any opinion on merits/demerits of the case, I am inclined to grant benefit of bail to the petitioner.

6. Consequently, the bail application under Section 483 B.N.S.S. is allowed and it is directed that the petitioner **Afsar Ali S/o Mohammad Ishaq**, be released on bail provided he furnishes a personal bond in the sum of Rs.50,000/- with two sureties in the sum of Rs.25,000/- each to the satisfaction of the learned trial court with the stipulation that he shall appear before that Court on all subsequent dates of hearing till conclusion of the trial.

(PRAMIL KUMAR MATHUR),J