

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous Bail Application No. 6327/2026

Mohanlal S/o Surajmal, Aged About 46 Years, R/o Koliyon Ka Bas, Mubarikpur, Police Station Nogawan, District Alwar, Raj. (At Present Confined In Sub Jail Kishangarh Bas).

-----Petitioner

Versus

State Of Rajasthan, Through Pp

-----Respondent

For Petitioner(s)	:	Mr. Ashvini Raj Tanwar
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 **Mohanlal S/o Surajmal**, seeking bail in respect of a criminal case registered as FIR No.119/2026 dated 08.04.2026 registered at P.S. Kishangarhbas District - Khairthal-Tijara , for the offence under Sections 8/21 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 trial, which will take time.

3. Learned counsel for the petitioner submits that without complying with the mandatory provisions under the NDPS Act, the police has effected search and seizure. He also submitted that 34 plastic bottles of cough syrup (100 ml. each) were recovered from the alleged possession of Sajid Shah and not from present petitioner. He also submitted that the recovered article contains codeine phosphate and the same is used to treat cough and cold problems. He also submitted that there is no criminal antecedent against the petitioner. At last, he submitted that the recovered quantity is less than commercial quantity.
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 7-8 April 2026, SHO PS Kishangarh Bas, on information, reached the tin shed, near shops situated on road from village Thana Ghodar to Mubarakpur and recovered 34 bottles of Onerex cough syrup (100 ml each). After the proceedings, FIR No. 119/2026 under Sections 8/21 of the NDPS Act was registered at PS Kishangarh Bas on 08.04.2026. The recovered quantity of codeine is less than commercial quantity. The recovery was effected from Sajid Shah. The information given by Sajid Shah indicates that Mohanlal, the present petitioner, is also indulged with

Sajid Shah in smuggling of intoxicating substance, hence Mohanlal was arrested under Sections 8/29 of the NDPS Act.

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 **Mohanlal S/o Surajmal,,** 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

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