

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous Bail Application No. 6498/2026

Shakeel S/o Mastan, Aged About 25 Years, R/o Patiyo Ka Badiya, Nayagaon, Police Station Beawar Sadar, At Present Resident Of Near Babu Ghodi Wala Suresh Nagar, Balad Road, Beawar, Police Station Beawar City, District Beawar. (At Present In District Jail, Beawar).

-----Petitioner

Versus

The State Of Rajasthan, Through PP

-----Respondent

For Petitioner(s)	:	Mr. Ripu Daman Singh Naurka with Ms. Suman Shekhawat
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 **Shakeel S/o Mastan** seeking bail in respect of a criminal case registered as FIR No.127/2026 dated 26.03.2026 registered at P.S. Beawar City, District - Beawar, for the offence under Section 112(2) of BNS and Section 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 submitted that the no recovery was effected from the present petitioner and the present petitioner was arrayed as an accused on the basis of statement of co-accused. He further submits that the statement made by co-accused against the present petitioner is not admissible in the evidence and there is no independent evidence to establish a connection between the accused from whom the recovery is effected and the present petitioner. He further submits that the present petitioner was arrested at the instance of other accused and currently he is in custody.
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. On 26.03.2026, SHO, PS Beawar City has intercepted three persons namely Mangi, Sumit Popawat & Rakesh and recovered 135 small bags containing smack. The net weight of smack, after deduction of weight of packaging material, is 39.75 grams. Three accused, Smt. Mangi, Sumit and Rakesh were arrested and FIR No. 127/2026 was registered at PS Beawar City. On basis of alleged connection between three main accused and the present petitioner, the present

petitioner was arrayed as an accused and was arrested by police under Section 8/29 of NDPS Act. As per police report, there is no criminal antecedents against the present petitioner accused.

7. A Co-ordinate Bench of this Court on 13.04.2026 has already dismissed the bail application of three accused persons namely Smt. Mangi, Sumit and Rakesh as withdrawn with liberty to file after filing of charge sheet. The petitioner was arrested after the information of three main accused. At this stage, it is not possible to express any opinion on the merits of the case.
8. 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.
9. Thus, the instant bail application filed on behalf of applicant-accused **Shakeel S/o Mastan**, 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.

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

(ASHOK KUMAR JAIN),J