

RAJASTHAN HIGH COURT

सत्यमेव जयते

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous Bail Application No. 8659/2026

Rakesh Kumar S/o Amarchand, Aged About 25 Years, R/o Rattewala, Police Station Padampur, District Shriganganagar, Rajasthan. (At Present Confined In District Jail Sawai Madhopur).

-----Accused/Petitioner

Versus

The State Of Rajasthan, Through PP

-----Respondent

For Petitioner(s)	:	Mr. Tarun Jain with Mr. Durgesh Kumar Jangid
For Respondent(s)	:	Mr. Tapeshe Agarwal, PP

HON'BLE MRS. JUSTICE SANGEETA SHARMA (V.J.)

Order

05/06/2026

1. The instant bail application has been filed on behalf of the accused-petitioner under Section 483 of BNSS in connection with FIR No.46/2026 registered at Police Station Sawaimadhopur, District GRP Ajmer for the offence(s) punishable under Sections 8 and 15 of NDPS Act.
2. Learned counsel for the accused-petitioner submits that the accused-petitioner has been falsely implicated in this case. He also submits that the accused-petitioner is in custody since long. He further submits that recovery has already been effected; that the recovered contraband is below commercial quantity and the accused-petitioner is not required for further investigation; that there are no criminal antecedents registered against the accused-petitioner; conclusion of trial will take its own time, so no fruitful purpose would be served by keeping the accused-petitioner

behind the bars and, therefore, prays that the accused-petitioner may be granted the benefit of bail under Section 483 of BNSS.

3. *Per contra*, learned Public Prosecutor vehemently opposes the submissions advanced by learned counsel for the accused-petitioner hereinabove and concurs with the fact that there are no criminal antecedents registered against the accused-petitioner.

4. Considering the overall facts and circumstances of the case and the arguments advanced by learned counsels for both the parties; that the accused-petitioner is in custody since 04.05.2026; that the recovery has already been effected; that the recovered contraband poppy of 12 kg 700 gram is below commercial quantity; that there are no criminal antecedents registered against the accused-petitioner; that the trial will take its own time. Hence, this Court without expressing any opinion on the merits/demerits of the case, deems it just and proper to enlarge the accused-petitioner on bail.

5. Therefore, the instant bail application under Section 483 BNSS is accordingly, **allowed** and the accused-petitioner **Rakesh Kumar S/o Amarchand** is ordered to be released on bail, provided he furnishes a personal bond in the sum of Rs. 1,00,000/- with two sureties of Rs. 50,000/- each to the satisfaction of the Trial Court, with the stipulation that he shall appear before that Court and any Court to which the matter is transferred, on all subsequent dates of hearing and as and when called upon to do so.

6. It is made clear that the accused-petitioner shall not involve himself in any offence(s) during currency of the bail.

7. The accused-petitioner is also directed to submit his present address along with mobile number to the concerned SHO within three days of release and the concerned SHO shall verify the said mobile number and his address. In case, the accused-petitioner changes his address or mobile number, he shall submit the same before the concerned SHO and also before the concerned learned Trial Court.

8. In case of any breach of the aforementioned condition, the learned Public Prosecutor shall be free to move the application against the accused-petitioner for cancellation of the bail before the concerned Court.

9. The observation made hereinabove is only for decision of the instant bail application and would not have any impact on the trial of the case in any manner.

10. Office is directed to send a copy of this order to the concerned trial Court through e-mail/fax, for necessary compliance.

(SANGEETA SHARMA (V.J.)),J