

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous Bail Application No. 11415/2025

1. Kanhayalal S/o Ghasilal, Aged About 72 Years, R/o Chachorni, Police Station Kamkheda, District Jhalawad, Rajasthan.
2. Hiralal S/o Ghasilal, Aged About 85 Years, R/o Chachorni, Police Station Kamkheda, District Jhalawad, Rajasthan.

----Applicants

Versus

State Of Rajasthan, Through PP

----Respondent

For Applicant(s)	:	Mr. Rajveer Singh Gurjar
For Respondent(s)	:	Mr. Vivek Sharma, PP Mr. Manvendra Singh Shekhawat, PP

HON'BLE MR. JUSTICE SAMEER JAIN
Order

27/03/2026

1. The present bail application has been filed under Section 482 BNSS in connection with FIR No.76/2024 registered at Police Station Kamkhera, Jhalawar for the offence(s) under Section 8/15 of NDPS Act.
2. Learned counsel for the accused-applicants has submitted that the applicants are senior citizens, aged about 72 & 85 years and they are at the fag end of their life, having various medical ailments. It is submitted that the applicants were in possession of license(s) for production of contraband, however due to certain residue portion being kept at the place of their residence, due to fault of their family members, the instant case is made, howsoever, in that case, the applicants ought not be made liable. It is also submitted that the applicants are not having any criminal antecedents and they are ready to join investigation.

3. *Per contra*, learned Public Prosecutor has stoutly opposed the bail application.

4. Having heard the contentions put-forth by the counsel representing the parties and considering the fact that the applicants senior citizens, aged about 72 and 85 years, and considering the overall facts and circumstances of the case and material on record but without commenting on merits/demerits of the case, this court deems it proper to allow the anticipatory bail application.

5. Accordingly, the anticipatory bail application is **allowed**. The S.H.O/I.O/Arresting Officer, Police Station Kamkhera, Jhalawar in F.I.R. No.76/2024 is directed that in the event of arrest of the accused-applicants- **Kanhayalal S/o Ghasilal** and **Hiralal S/o Ghasilal**, he shall 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 S.H.O/I.O/Arresting Officer of the concerned Police Station on the following conditions:-

- (i) that the applicants shall make themselves available for interrogation by a police officer as and when required;
- (ii) that the applicants shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade them from disclosing such facts to the court or any police officer, and
- (iii) that the applicants shall not leave India without previous permission of the court.

(SAMEER JAIN),J