HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous IInd Bail Application No. 13675/2026
CNR: RJHC020839132026 | URN: CRLMB / 25343U / 2026

Munister @ Minister S/o Charatlal, Aged About 35 Years, R/o Pareeta, P.S. Kudgaon, District Karauli, Rajasthan.
(Accused Petitioner Presently Confined In Sub Jail Gangapur City).

----Accused-Petitioner

Versus

State of Rajasthan, through PP

----Respondent

For Petitioner(s) : Mr.D.K. Dixit
For Respondent(s) : Mr.N.S. Dhakar, PP

JUSTICE ANOOP KUMAR DHAND

Order

08/09/2026

1. The first bail application of the petitioner was dismissed by this Court vide order dated 07.07.2026 granting liberty to the petitioner to renew his prayer for bail, after recording of the statements of the Seizure Officer.

2. The instant second bail application under Section 483 BNSS has been filed by the petitioner in connection with the FIR No.48/2026, registered at the Police Station Batoda, District Sawai Madhopur for the offences punishable under Sections 8 & 21 of the NDPS Act.

3. Learned counsel for the petitioner submits that now, the statements of the Seizure Officer have been recorded and he submits that a recovery of 12.77 gm smack has been shown to be recovered at the instance of the petitioner, the petitioner is not a

drug dealer or peddler, he is a drug addict. Counsel submits that the recovery of the contraband is less than the commercial quantity, i.e., 250 gm and after investigation, charge-sheet has been submitted and the petitioner is in custody since the date of his arrest. Counsel further submits that the trial will take its own time to conclude, therefore, indulgence of bail be granted to the petitioner.

4. *Per contra*, learned Public Prosecutor opposed the prayer made by counsel for the petitioner.

5. Heard and considered the submissions made at the Bar and perused the material available on record.

6. Considering the arguments put forward by learned counsel for the petitioner and looking to the fact that the alleged recovery of smack, i.e., 12.77 gm is less than the commercial quantity, i.e., 250 gm, the rider contained under Section 37 of the NDPS Act is not attracted in the present matter and looking the fact that the petitioner is in custody and after investigation, charge-sheet has been submitted and the trial will take its own time to conclude, hence, without expressing any opinion on merits and demerits of the case, this Court deems it just and appropriate to grant indulgence of bail to the petitioner under Section 483 BNSS.

6. Accordingly, the instant bail application under Section 483 BNSS is allowed and it is ordered that the accused-petitioner **Munister @ Minister S/o Charatlal**, arrested in connection with aforementioned FIR, may be released on bail; provided he furnishes a personal bond of Rs.50,000/- with two surety bonds of Rs.25,000/- each to the satisfaction of the learned Trial Court with

the stipulation to appear before that Court on all dates of hearing, as and when called upon to do so.

7. Let a copy of this order be sent to the concerned Jail Superintendent and the concerned Trial Court by email/FAX for intimation/ communication of this order to the petitioner.

(ANOOP KUMAR DHAND),J

22/Aayush Sharma