
Angrez Singh @ Gaiju Vs State Of Rajasthan

S.B. Criminal Miscellaneous Bail Application No. 233 Of 2022

Court: Rajasthan High Court

Date of Decision: March 5, 2022

Acts Referred:

Code Of Criminal Procedure, 1973 " Section 439#Narcotic Drugs And Psychotropic Substances Act, 1985 " Section 8, 21

Hon'ble Judges: Devendra Kachhawaha, J

Bench: Single Bench

Advocate: Achala Ram, Arun Kumar

Final Decision: Allowed

Judgement

Devendra Kachhawaha, J

The present bail application has been filed under Section 439 Cr.P.C. on behalf of the petitioner, who is in judicial custody in connection with F.I.R.

No.19/2022, Police Station Talwara, District Hanumangarh, registered for the offence punishable under Section 8/21 of the NDPS Act.

Heard and considered arguments advanced by learned counsel for the petitioner and learned Public Prosecutor. Perused the material available on

record.

Learned counsel for the petitioner stated that as per prosecution, alleged contraband "smack (chitta) weighing 20 gms. have been recovered from

the possession of the petitioner; recovered contraband is below commercial quantity; no investigation or recovery is pending against the petitioner;

further investigation and trial will take time. With these submissions, learned counsel for the petitioner prayed that the benefit of bail may be granted to

the accused-petitioner.

Per contra, learned Public Prosecutor has opposed the bail application of the accused-petitioner and stated that three other cases have been registered

against the accused-petitioner out of which, one case is of identical nature.

Having regard to the facts and circumstances of the case, particularly looking to the facts that recovered contraband is below commercial quantity;

further investigation and trial will take sufficiently long time, therefore, without expressing any opinion on the merits/demerits of the case, this Court is

of the opinion that the bail application filed by the petitioner deserves to be accepted.

Consequently, the bail application is allowed. It is ordered that the accused-petitioner - Angrez Singh @ Gaiju S/o Tara Singh, arrested in connection

with F.I.R. No.19/2022, Police Station Talwara, District Hanumangarh, shall be released on bail, if not wanted in any other case; provided he furnishes

a personal bond of Rs.1,00,000/- (Rupees One Lac Only) and two sound and solvent sureties of Rs.50,000/- (Rupees Fifty Thousand Only) each to

the satisfaction of the learned trial Court for his appearance before that Court on each and every date of hearing and whenever called upon to do so

till the completion of the trial.