

265

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-1675-2024
Date of decision:-03.04.2025

RAVEJ SINGH DHILLON
... Petitioner
Versus
STATE OF PUNJAB
... Respondent

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY.

Present:- Mr. Arunjeet Singh Kakkar Advocate for the petitioner.
Mr. Ankit Grewal, DAG, Punjab.

SANJIV BERRY, J. (ORAL)

The instant second petition has been preferred by the petitioner under Section 439 of the Code of Criminal Procedure for grant of regular bail in the following case (Annexure P-1):-

FIR No.	Dated	Sections	Police Station
147	06.11.2020	8, 18, 21, 23, 25, 27, 27-A & 29 of NDPS Act, and 27, 30 of Arms Act, 171, 395, 419, 473 IPC (8, 18, 27 of NDPS Act added later on)	STF Mohali

2. It is *inter alia* contended by learned counsel for the petitioner that the petitioner is innocent and has been falsely implicated in the present case. He contends that the petitioner has no concern whatsoever with the alleged recovery and is in custody since 06.11.2020, after completion of



investigation challan has already been presented in Court, and conclusion of trial will take sufficient long time. Hence, prays for grant of regular bail to the petitioner.

3. *Per contra*, learned State counsel referring to the reply submitted by the State has opposed the bail petition by arguing that on the basis of secret information police party apprehended the petitioner along with other co-accused Gurdeep Singh, Iqbal Singh and Ramneek Singh @ Raney and during course of interrogation, recovery of 500 grams of heroin was effected from his residential house and 2 kg heroin was recovered from a vacant plot near his house and from other co-accused 3kg 509 grams of heroin, 400 grams of opium, 11 luxury cars, currency of ₹50,24,950/-, illegal weapons, 91.5 grams of gold have been effected. He submits that the alleged recovered contraband falls within the purview of commercial quantity, which attracts Section 37 of the NDPS Act, as such, the petitioner is not entitled to the concession of bail. Moreover, he submits that petitioner is habitual offender and is involved in 1 more case under NDPS Act, hence, prayed for dismissal of the regular bail petition.

4. After considering the rival contentions and perusing the record, it transpires that the instant FIR was registered by the police to the effect that on secret information, police raid was conducted and present petitioner alongwith Gurdeep Singh, Iqbal Singh and Ramneek Singh @ Raney were apprehended and recovery of 5 kg 909 grams of heroin, 400 grams of opium, 11 luxury cars, currency of ₹50,24,950/- illegal weapons, 91.5 grams of gold have been effected from them. The recovered contraband falls

within the purview of ‘commercial quantity’ and attracts bar under Section 37 of the NDPS Act.

5. Admittedly, as per the reply submitted by the State, petitioner is also involved one more case under NDPS Act. Therefore, considering the nature and gravity of the offence, as well as the the fact that the recovered contraband falls within the purview of ‘commercial quantity’, attracting bar under Section 37 of the NDPS Act, no case is made out in favour of the petitioner for grant of regular bail at this stage, as a consequence, the petition is hereby dismissed. However considering the fact that the petitioner had been in custody since 06.11.2020, the learned trial Court is directed to make earnest efforts for the expeditious disposal of the trial by giving short adjournments.

6. Any observation made above shall not be construed as opinion of this Court on the merits of the case.

(SANJIV BERRY)
JUDGE

03.04.2025

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |