



CRM-M-3238-2025

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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

205+104

**CRM-M-3238-2025 (O&M)
Date of Decision: 07.02.2025**

Chhinda Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

PRESENT: Dr. Anmol Rattan Sidhu, Senior Advocate with
Mr. Shiv K. Sharma, Advocate and
Mr. Pranshul Dhull, Advocate for the petitioner.

Mr. Kunwarbir Singh, A.A.G., Punjab
assisted by ASI-Ramesh Lal

MAHABIR SINGH SINDHU, J.**CRM 4984-2025**

Application for placing on record the copy of challan/ police
report dated 03.01.2025 (P-3).

For the reasons stated in the application, same is allowed as
prayed for, subject to all just exceptions. Annexure (P-3) is taken on record.

Registry to tag the same at appropriate place.

MAIN CASE

Present petition has been filed under Section 483 of the Bharatiya
Nagarik Suraksha Sanhita, 2023 (for short, 'the BNSS'), for grant of bail
pending trial to the petitioner in FIR No. 126 dated 07.11.2024 under Sections
318(4), 274, 275 of Bharatiya Nyaya Sanhita, 2023 (for short, 'BNS')



(offences under Sections 274, 275 of the BNS deleted and Sections 276, 277, 336(2)(3) of the BNS added subsequently), registered at Police Station IT City, Mohali, Punjab.

2. Short reply by way of affidavit dated 06.02.2025 of Naveenpal Singh Lehal, PPS, Deputy Superintendent of Police, City-2, SAS Nagar on behalf of respondent-State has been filed and same is taken on record.

Registry to tag the same at appropriate place.

3. Allegations are that petitioner along with co accused was found running a unit for manufacturing fake and spurious allopathic drugs of common use by labelling the same in the name of renowned pharmaceutical Companies.

4. Contends that there is no evidence on record that the medicines allegedly recovered from the factory where petitioner was present and the same were sold in the market with fake and forged labels.

4.1 Also contends that petitioner was arrested on 07.11.2024 and after investigation, report under Section 193 of BNSS (corresponding to Section 173 Cr.P.C.) has already been presented on 03.01.2025 but charges are yet to be considered. Further contends that no other case is pending against petitioner and as such, his further incarceration would not serve any purpose.

5. Learned State counsel although opposes the prayer but duly acknowledges that the investigation is already over and police report has been presented before the Court of competent jurisdiction and charges are yet to be considered. Further acknowledges that except the present case, petitioner has clean antecedents.

6. Heard both sides and perused the paper-book.



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7. Concededly, petitioner is in custody since 7.11.2024; final report under Section 193 of BNSS was presented on 03.01.2025; charges are yet to be considered by the learned trial Court and there are total 17 witnesses cited by the prosecution. As the conclusion of trial shall take sufficient long time; therefore, further incarceration of the petitioner would not serve any purpose.

8. Consequently, present petition is allowed; petitioner shall be admitted to bail on furnishing bail/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

9. Petitioner shall appear on each & every date of hearing and fully co-operate with learned trial Court without seeking any unnecessary adjournments.

10. The above observations be not construed as an expression of opinion on the merits of the case, in any manner.

11. It is clarified that in case there is recurrence or any misuse of concession of bail on the part of the petitioner, State would be at liberty to move an appropriate application for recalling of this order.

Pending application(s), if any, shall also stand disposed off.

(MAHABIR SINGH SINDHU)
JUDGE

February 07, 2025

Sonia Puri

Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No