



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

CRM-M-6023-2025

Date of Decision: 06.02.2025

Gurpreet Singh @ Bhau

...Petitioner

vs.

State of Haryana

...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Jasvir Singh Dhaliwal, Advocate
for the petitioner.

Mr. D.S. Maan, DAG, Haryana.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the instant petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 with a prayer to grant regular bail to him in case FIR No.104 dated 01.04.2024 registered under Sections 22(C), 29, 61, 85 of NDPS Act, 1985, at Police Station Kalanwali, District Sirsa.
2. Learned counsel for the petitioner contends that the petitioner was neither named in the FIR nor there is any averment to connect him with the commission of crime. He further contends that the petitioner has been implicated in the present case on the basis of the statement made by Karamjit Kaur @ Karmi, co-accused and the said statement is inadmissible in evidence. Further, even after his arrest, no recovery was effected from the petitioner. The petitioner was arrested on 17.07.2024 and is in custody since then.



3. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner. However, he admits the factual submissions made by learned counsel for the petitioner.

4. I have heard the learned counsel for the parties and perused the record.

5. It is an admitted that the petitioner was not named in the FIR and has been nominated on the strength of a disclosure statement suffered by co-accused Karamjit Kaur @ Karmi. The petitioner is stated to be in custody for the last more than 06 months and the petition is liable to be allowed by this Court.

6. Without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate, concerned.

(N.S.SHEKHAWAT)
JUDGE

06.02.2025
hemlata

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No