

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

2025:PHHC:156476



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**CRM-M-7062-2025 (O&M)
Date of Decision: 12.11.2025.**

Jai Ram

...Petitioner.

Versus

State of Haryana

...Respondent.

CORAM: HON'BLE MRS. JUSTICE SUKHVINDER KAUR

.....

Present: Mr. Raman Chawla, Advocate for the petitioner.

Mr. Sulinder Kumar, DAG, Haryana.

SUKHVINDER KAUR, J.

Present petition has been filed under Section 483 of BNSS, 2023 for grant of regular bail to the petitioner in FIR No.240 dated 26.08.2024, under Sections 20 and 29 of the NDPS Act, registered at Police Station Beri, District Jhajjar.

As per prosecution case, 29 Kg 160 grams of Ganja were recovered from the possession of co-accused, Kanwal Kishore. The petitioner was nominated as an accused in the present case on the basis of 2nd disclosure statement of the said co-accused, who stated that the petitioner is supplier of the alleged contraband.

Learned counsel for the petitioner contended that no recovery had been effected from the petitioner and he is not connected with the offence in the present case. The petitioner has not been named in the FIR and has been falsely implicated in the present case. He was nominated as an

accused in this case on the basis of disclosure statement of co-accused Kanwal Kishore, which is not admissible in law. The petitioner is in custody since 30.08.2024 and as trial of the case is likely to take time, therefore, the petitioner be granted concession of regular bail.

Learned State counsel has opposed the petition and submitted that the petitioner was actively involved in the alleged offence. He has been specifically named in the disclosure statement of co-accused and as such he is not entitled to the concession of bail.

Heard.

As per the allegations, the petitioner was initially not named in the FIR. He was not even named in the 1st disclosure statement suffered by co-accused Kanwal Kishore. However, the name of the petitioner surfaced in the present case, in the 2nd disclosure statement of the said co-accused, in which he stated that earlier he had misled the police. His acquaintance Kamal had told him to bring Ganja in his auto rickshaw from Jai Ram. He met Jai Ram at the fixed place and took two green plastic bags from him containing Ganja. Later on, after his arrest, Rs.2000/- were recovered from the residential house of the petitioner, which had taken by him with the contraband. Except the disclosure statement, there is no material on record to connect the petitioner with the offence in question. Recovery had already been effected in the present case and now nothing is to be recovered from the petitioner. As per the custody certificate, the petitioner is in custody since 01 year, 02 months and 10 days. Conclusion of trial is likely to take time, so no useful purpose would be served by further detaining the petitioner behind the bars.

Accordingly, the present petition is allowed and the petitioner is ordered to be admitted to regular bail, on furnishing a bail bonds and surety bonds, to the satisfaction of concerned learned trial Judge/Chief Judicial Magistrate/Duty Magistrate.

However, nothing observed herein above shall be construed to be an expression of opinion on the merits of the case. The observations recorded above are only for the purpose of deciding the present bail petition.

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

(SUKHVINDER KAUR)
JUDGE

12.11.2025.

Komal

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