



229 (1st case)

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

CRM-M-10167-2025 (O&M)

Date of decision : 15.05.2025

Gurpreet Singh @ Gopi

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Kushagra Mahajan, Advocate
for the petitioner.

Mr. T.P.S. Walia, AAG, Punjab.

MAHABIR SINGH SINDHU, J.

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.4 dated 04.01.2025, under Sections 21(b) and 27A of the Narcotic Drugs & Psychotropic Substances Act, 1985 (for short 'NDPS Act') and Section 25 of the Arms Act, 1959 (Section 29 of NDPS Act added later on), registered at Police Station Jandiala, District Amritsar.

2. Allegations are that co-accused Lovepreet Singh @ Shannu & Sahilpreet Singh @ Shallu, were found in possession of 20gm of heroin (non-commercial quantity) along with one pistol with mark 'MADE IN JAPAN' as well as currency notes of Rs.2500/- and petitioner was nominated on the basis of disclosure made by above co-accused.



3. Contends that no recovery is alleged against the petitioner and he remained in custody from 07.01.2025 to 27.03.2025. Further contends that petitioner was granted interim bail by this Court on 27.03.2025 and he has not misused the concession.

3.1 Lastly contends that there is no apprehension that petitioner is likely to pressurize the prosecution witnesses and/or hamper the trial, in any manner.

4. Learned State Counsel, on instructions, has fairly acknowledged the above factual position, but opposed the prayer.

5. Heard learned counsel for both the sides and perused the paper book.

6. It is a matter of record that petitioner was granted interim bail by this Court on 27.03.2025 and the order reads as under:-

“Contends, inter alia, that petitioner is in custody since 07.01.2025 and no recovery has been alleged against him.

Learned State counsel shall verify the pendency of other criminal cases pending against the petitioner.

Posted for 15.05.2025.

In the meanwhile, petitioner be released on interim bail in the present case till the next date of hearing on furnishing adequate bail and surety bonds subject to the satisfaction of learned Special Court/CJM/Duty Magistrate concerned.”

7. It is not in dispute that petitioner remained in custody from 07.01.2025 to 27.03.2025 and after granting interim bail vide order dated 27.03.2025, he never misused the concession.



8. Consequently, present petition is allowed. Interim bail granted to the petitioner, vide order dated 27.03.2025, is made absolute. Petitioner shall be admitted to bail on furnishing bail/surety bonds to the satisfaction of learned Special Court/Chief Judicial Magistrate/Duty Magistrate concerned.
9. Petitioner shall appear on each & every date of hearing and to fully co-operate with the learned Special Court without seeking any unnecessary adjournment(s).
10. Above observations be not construed as an expression of opinion on merits of case, in any manner.
11. It is clarified that in case there is any misuse of concession of bail on the part of the petitioner, State of Punjab would be at liberty to move an appropriate application for recalling of this order.

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

15.05.2025

d.gulati

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking / reasoned :

Yes No

Whether Reportable :

Yes No