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

CRM-M-13013-2025

Date of Decision:24.04.2025

Harpreet Singh alias Harman

...Petitioner

vs.

State of Punjab

...Respondent

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

Present : Mr. Jagdish Singh Mahal, Advocate
for the petitioner.

Mr. I.P.S. Sabharwal, DAG, Punjab.

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 in case FIR No.0084 dated 23.12.2024 registered under Section 21 of NDPS Act (Section 29 of NDPS Act added later on), at Police Station Qadian, Police District Batala, District Gurdaspur.

2. Learned counsel for the petitioner contends that as per the case set up by the prosecution, Robanpreet Singh @ Chiri, co-accused was arrested by the police, while he was carrying 15 grams of heroin in his conscious possession, without any permit or licence. The petitioner was neither named in the FIR nor there is any averment, which connects the petitioner with the commission of crime. During the course of investigation, Robanpreet Singh @ Chiri is stated to have suffered a disclosure statement and named the petitioner

as one of the co-accused. The petitioner was wrongly arrested on 28.01.2025 and is in custody since then. He further contends that the investigation is almost complete against the petitioner and no recovery was ever effected from him.

3. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner and submits that there are two more cases registered against the petitioner under the various provisions of IPC and he does not deserve the concession of bail by this Court.

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

5. In the present case, the petitioner is continuing in custody for the last about 03 months and no recovery was effected from him. Thus, no purpose will be served by keeping the petitioner behind bars.

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.

24.04.2025
hemlata

(N.S.SHEKHAWAT)
JUDGE

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