



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

208

CRM-M-14370-2025
Decided on : 16.05.2025

Ravinder . . . Petitioner(s)

Versus

State of Haryana . . . Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

PRESENT: Mr. Ashish Aggarwal, Sr. Advocate with
Mr. Vipul Aggarwal, Advocate and
Ms. Pooja Sareen, Advocate, for the petitioner(s).

Mr. Surender Singh Pannu, Addl. AG, Haryana.

SANJAY VASHISTH, J. (Oral)

1. The instant petition has been filed under Section 483 of BNSS, 2023 (earlier Section 439 Cr.P.C.), for grant of regular bail to the petitioner, during the pendency of trial, who has been booked in a criminal case arising out of First Information Report, as detailed hereunder:-

Name of Petitioner(s)	FIR No.	Date	Section(s)	Police Station	District
Ravinder	33	13.01.2025	22(c), 29 of NDPS Act, 1985	Samalkha	Panipat

2. Learned counsel for the petitioner submits that there is recovery of 12 Buprenorphina Leegesic (2 ml each) injections from the possession of main accused – Sandeep. Thereafter, on the basis of disclosure statement of this accused – Sandeep, name of the other co-accused ‘Dharambir’ and Pardeep Kumar Tomar @ Pradeep Kumar Tomar, also surfaced with the allegations that the recovered contraband had been delivered by the said accused to the main accused – Sandeep.



Subsequently, on the basis of the disclosure statement of the co-accused 'Pardeep Kumar Tomar @ Pradeep Kumar Tomar', name of the present petitioner – Ravinder, came into picture, as a supplier of the said contraband, to the co-accused 'Pardeep Kumar Tomar @ Pradeep Kumar Tomar', which ultimately were recovered from the possession of main accused 'Sandeep'.

3. Learned Senior counsel for the petitioner argues that chances of succeeding of the prosecution, solely upon the inadmissible evidence, i.e., disclosure statement of co-accused, are almost 'nil', as there is no other supportive evidence with the prosecution, despite petitioner having been subjected to the custodial interrogation. He further submits that petitioner is inside custody since 17.01.2025, and his further incarceration is not required for any meaningful purpose by the prosecution. Besides, petitioner has clean antecedents, as there is no other case against the petitioner.

Besides, learned Senior counsel submits that two co-accused, i.e., Pardeep Kumar Tomar @ Pradeep Kumar Tomar and Dharambir (who are on the similar footings), have been granted concession of regular bail by this Court vide order dated 07.03.2025, passed in CRM-M-11695-2025, titled as, "Pardeep Kumar Tomar @ Pradeep Kumar Tomar v. State of Haryana" (P-2) and vide dated 25.03.2025, passed in CRM-M-15038-2025, titled as, "Dharambir v. State of Haryana". Therefore, claiming parity, learned Senior counsel prays for grant of concession of regular bail to the petitioner.

4. On the other hand, learned State counsel has filed the custody certificate dated 15.05.2025 in Court today, which is taken on record, subject



to all just exceptions. Office to tag the same at appropriate place.

A copy thereof has been handed over to the counsel for the petitioner.

Learned State counsel submits that petitioner being the supplier of the injections, which ultimately were recovered from co-accused namely; Sandeep, is connected with the crime, therefore, petitioner does not deserve any leniency and prays for dismissal of the present petition.

5. I have heard learned counsel for the parties and gone through the record with their able assistance.

6. After hearing the learned counsel for both parties and carefully perusing the relevant material on record with their able assistance, this Court finds substance in the submissions made by the learned counsel for the petitioner. Furthermore, as the trial is yet to commence and its conclusion is likely to take considerable time, Court deems it appropriate to consider all aspects of the matter. Apparently, petitioner's name has surfaced in the case, solely on the basis of disclosure statement of a co-accused, placing a significant burden on the prosecution to establish the petitioner's involvement in the alleged crime.

Besides, it is noticeable that other co-accused, who are on similar footings, have already been granted concession of regular bail by this Court.

7. In view of the totality of circumstances, and the facts/allegations levelled against the petitioner, and the factors noticed here-above, I deem it appropriate to grant the concession of bail to the petitioner.

8. Consequently, prayer made in the present petition is **allowed**.



Petitioner is ordered to be released on bail, subject to his furnishing bail/surety bonds to the satisfaction of the learned trial Court/ Chief Judicial Magistrate/ Illaqa Magistrate/ Duty Magistrate concerned, if not required in any other case.

9. Needless to observe that the petitioner shall not extend any threat and shall not influence any prosecution witness in any manner directly or indirectly.

10. The observation made here-above shall not be construed as an expression of opinion on the facts of the case and the Trial Court is expected to decide the case on the basis of complete evidence available on record.

11. It is further made clear that if, in future, petitioner is found indulged in similar kind of activities, prosecution would be at liberty to seek cancellation of bail in the present case.

12. **Petition stands disposed of.**

(SANJAY VASHISTH)
JUDGE

May 16, 2025

J.Ram

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