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

CRM-M-16819-2025

Date of Decision: 02.04.2025

Ranjit Singh alias Kaka

...Petitioner

vs.

State of Punjab

...Respondent

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

Present : Mr. N.S.Sodhi, 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 to him in case FIR No.19 dated 27.01.2024 registered under Sections 21, 25, 29, 27-A-61/85 of NDPS Act, at Police Station Gharinda, District Amritsar.
2. As per case of the prosecution, the police had arrested Jarman Singh @ Bahman and Akashdeep Singh @ Khatti and after arresting both of them, 01 Kilogram of *heroin* was recovered from both of them. During the course of investigation, the accused suffered a disclosure statement that they had procured the contraband from the present petitioner.
3. Learned counsel for the petitioner contends that in fact, except the disclosure statement suffered by the co-accused, there is no other evidence against the present petitioner. The petitioner was wrongly arrested in the present case on 12.08.2024 and the mandatory provisions of NDPS Act, relating

to search and seizure, were not followed by the police. Learned counsel has further placed reliance on the orders (Annexures P-3), whereby, co-accused, namely, Akashdeep Singh alias Khatti, Manak Singh, Shamsheer Singh @ Shera, Bachittar Singh and Lovepreet Singh @ Love have already been granted the concession of bail by this Court.

3. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that huge quantity of *heroin* was recovered from the co-accused and the petitioner is facing one more case under the provisions of NDPS Act.

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

5. In the present case, the petitioner was arrested on 12.08.2024 and the challan has already been presented against him. Even, similarly placed co-accused, namely, Akashdeep Singh alias Khatti, Manak Singh, Shamsheer Singh @ Shera, Bachittar Singh and Lovepreet Singh @ Love have already been granted the concession of bail by this Court. Even no recovery was effected from the petitioner in the present case.

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

(i) The petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case, so as to dissuade him to disclose such facts to the Court or to any other authority.

- (ii) *The petitioner shall remain present before the Court on the dates fixed for hearing of the case.*
- (iii) *The petitioner shall not absent himself from the Court proceedings except on the prior permission of the Court concerned.*
- (iv) *The petitioner shall surrender his passport, if any, (if already not surrendered), and in case he is not holder of the same, he shall swear an affidavit to that effect.*
- (v) *The petitioner shall also file his affidavit before the concerned Court, mentioning his ordinary place of residence and number of mobile phone, which shall be used by him during the pendency of the trial. In case of change of place of residence/mobile number, he shall share the details with the concerned Court/learned Trial Court.*
- (vi) *In case, the petitioner involves in any other criminal activity, during the pendency of the trial, it shall be viewed seriously.*
- (vii) *The concerned Court may insist on two heavy local sureties and may also impose any other condition, in accordance with law, while accepting the bails bonds and surety bonds of the petitioner.*

02.04.2025

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**(N.S.SHEKHAWAT)
JUDGE**

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