



CRM-M-18818-2025

1

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

233

**CRM-M-18818-2025
Decided on :28.10.2025**

Jagpreet Singh alias Jagga

... Petitioner(s)

Versus

State of Punjab

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Sukhwinder Singh, Advocate for the petitioner.

Mr. Bareen Pratap Singh, Asst. A.G., Punjab.

SANJAY VASHISTH, J. (Oral)

1. Present petition has been filed under Section 483 of BNSS, seeking regular bail in case FIR No.125 dated 01.08.2024, under Section 15 C of NDPS Act, registered at Police Station Lambi, District Sri Muktsar Sahib.

2. Learned counsel for the petitioner submits that, as per the allegations, while the petitioner was driving car bearing registration No. DL4CBA-1716, upon being stopped by the police team, four bags weighing 14 kilograms each, totalling 70 kilograms including the weight of the bags, were recovered from the boot space of the car. It is further submitted that the recovered quantity is 20 kilograms more than the threshold prescribed for commercial quantity, i.e., 50 kilograms

Learned counsel further submits that the petitioner has been in custody for the last one year and three months. He is 22 years of age and has never been found involved in any other similar activity.



It is further submitted that, out of a total of 30 prosecution witnesses, only one witness has been examined so far. Despite seven prosecution witnesses having been given up, 22 witnesses are yet to be examined.

Counsel contends that trial is likely to take considerable time and that any further incarceration of the petitioner, would not serve any meaningful purpose. Counsel submits that petitioner can be afforded an opportunity to rehabilitate himself in society, therefore, prays for the grant of regular bail to the petitioner.

3. On the other hand, learned State Counsel, while opposing the prayer for bail, has produced the custody certificate in Court. He submits that the recovered quantity falls within the category of *commercial quantity*, being 20 kilograms above the prescribed threshold of 50 kilograms. However, learned State Counsel does not dispute the current status of the trial or the fact that the petitioner has no previous involvement in any similar offence.

4. Having considered the rival submissions made by learned counsel for the respective parties and upon perusal of the material on record, this Court is of the view that further incarceration of the petitioner, who is 22 years of age and has not been found involved in any other similar activity, would not serve any useful purpose. The trial is likely to take considerable time, and keeping the petitioner behind bars for an indefinite period would be unjustified. Considering his young age,



CRM-M-18818-2025

3

he deserves an opportunity to reform and rehabilitate himself by joining the normal course of life.

Accordingly, 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/Illaq Magistrate/ Duty Magistrate concerned, if not required in any other case.

5. Any of the discussion done and recorded hereabove, shall not be construed as an expression of opinion on the facts of the case. Therefore, trial Court is expected to decide the case by taking an independent view, on the basis of evidence available on record, as expeditiously as possible in accordance with law.

6. It is further made clear that if, in future, the petitioner is found to be directly involved in similar activities, the prosecution would be at liberty to seek cancellation of bail.

7. Petition stands disposed of.

(SANJAY VASHISTH)
JUDGE

28.10.2025

Rashmi

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