



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-20511-2025
DECIDED ON: 16.04.2025

NARINDER SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. IPS Kohli, Advocate
for the petitioner (through hybrid mode).

SANDEEP MOUDGIL, J (ORAL)

1. Relief sought

The jurisdiction of this Court has been invoked under Section 482 of The Bharatiya Nagarik Suraksha Sanhita, 2023 seeking the grant of anticipatory bail to the petitioner in case FIR No. 20 dated 10.02.2025 registered under section 15 of NDPS Act, P.S. Koom Kalan, District Ludhiana (Annexure P-1).

2. Prosecution story setup in the present case as per the version in the FIR as under:-

To, the Station House Officer, Police Station Koom Kalna, Jai Hind, today myself ASI along with Ct Sharanjit Singh No. 3883/Ludhiana, CT Mandeep Singh No. 3870/Ludhiana, L/CT Gursharan Kaur No. 289/Ludhiana, PHG Goldi Singh No. 29615 on government vehicle bearing registration No. PB65-BG-5542 were present at T-point Rattangarh in connection with patrolling and search of bad elements, then a special informer came to me and has given information that Narinder

Singh son of Gurmej Singh and Sandeep Kaur daughter of Narinder Singh residents of village Chaunta, Police Station Koom Kalan, district Ludhiana are doing the work of supplying poppy husk in the adjoining villages and are earning good profit from this work. Today also they are going to village Miyani side for the supply of poppy husk, if immediate raid be conducted then Narinder Singh and Sandeep Kaur can be apprehended along with poppy husk. This information is true and reliable. Said act of keeping poppy husk by Narinder Singh and Sandeep Kaur without any license, is covered under section 15-61-85 of NDPS Act, therefore after getting typed the Ruqa on private laptop lying in our car through L/CT Gursharan Kaur against Narinder Singh son of Gurmej Singh and Sandeep Kaur daughter of Narinder Singh residents of village Chaunta, Police Station Koom Kalan, District Ludhiana, the same is being sent to the Police Station by the hand of CT Sharanjit Singh No. 3883/Ludhiana. After register case, number of the same be intimated. After preparing special reports, the same be sent to the officers. Control room be intimated through wireless. Myself ASI along with are going to the place as informed by secret informer towards village Miyani side. Sd/ Sanjeev Kumar ASI, Police Station Koom Kalan, District Ludhiana. Dated: 10.02.2025."

3. **Contention**

On behalf of the petitioner

Learned counsel for the petitioner contends that the alleged contraband i.e. 09 kg and 200 grams of poppy husk was recovered from the co-accused Sandeep Kaur, who has already been granted the concession of anticipatory bail by the trial Court vide order dated 11.03.2025 (Annexure P-3). He further contends that the quantity of recovered contraband is non-commercial in nature. It has been further contended that nothing has been

recovered from the present petitioner and is ready and willing to join the investigation and cooperate with the investigating officer concerned.

Notice of motion.

On behalf of the State

On the asking of the Court, Mr. Jasjit Singh Rattu, DAG, Punjab does not controvert the above-said fact and seeks dismissal of the instant petition on the ground that the petitioner is the kingpin of the drug racket.

4. **Analysis**

Be that as it may, considering the fact that the alleged contraband i.e. 09 kg and 200 grams of poppy husk was recovered from the co-accused namely Sandeep Kaur, who has already been granted the concession of anticipatory bail by the trial Court vide order dated 11.03.2025 (Annexure P-3); the quantity of recovered contraband is non-commercial in nature; nothing has been recovered from the present petitioner.

Also considering the undertaking given before this Court that the petitioner is ready and willing to join the investigation in addition to the fact that custodial interrogation of the petitioner is not required at this stage as nothing is to be recovered from him.

5. **Relief**

In the light of above, the petitioner is directed to be released on anticipatory bail subject to him joining investigation with the Investigating Officer concerned within a period of one week from today, on furnishing of personal/surety bonds to his satisfaction. The petitioner shall also abide by the terms and conditions as envisaged under Section 482(2) of BNSS, which are reproduced below:-

‘When the High Court or the Court of Session makes a direction under sub-section (1), it may include such conditions in such directions in the light of the facts of the particular case, as it may think fit, including-

(i) a condition that the person shall make himself available for interrogation by a police officer as and when required;

(ii) a condition that the person 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 from disclosing such facts to the Court or to any police officer;

(iii) a condition that the person shall not leave India without the previous permission of the Court;

(iv) such other condition as may be imposed under sub-section (3) of section 480, as if the bail were granted under that section.’

However, it is made clear that in case the petitioner does not comply with the aforesaid direction of joining the investigation within a period of one week, the order passed by this Court today shall automatically stands cancelled.

In the aforesaid terms, the present petition stands allowed.

(SANDEEP MOUDGIL)
JUDGE

16.04.2025

Poonam Negi

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No