



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

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**CRM-M-21325-2025**  
**Date of decision: 29.07.2025**

**RAHUL KUMAR @ ROCKY**

... Petitioner

Versus

**STATE OF PUNJAB**

.. Respondent

**CORAM : HON'BLE MR. JUSTICE H.S. GREWAL**

**Present:-** Mr. Hitesh Chopra, Advocate (Through VC) with  
Mr. Amit Kumar, Advocate  
for the petitioner.

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**H.S. Grewal, J. (Oral)**

1. The present petition has been filed under Section 439 of Cr.P.C., 1973 seeking regular bail in FIR No.24 dated 25.02.2025 under Section 21, 21-b, 27-A, 29 of NDPS Act, 1985 registered at Police Station Dina Nagar, Tehsil Dina Nagar, District Gurdaspur.
2. The case of the prosecution is that the present petitioner was found in possession of 20 gms 92 mg of *Heroin*.
3. Learned counsel for the petitioner contends that the petitioner is in custody since 25.02.2025 and has undergone custody period of more than 05 months and challan in the present case is yet to be presented.
4. Notice of motion.
5. Mr. Gautam Thapar, Sr. DAG, Punjab, accepts notice on behalf of the respondent-State.
6. Learned counsel for the State vehemently opposes the grant of concession of regular bail by way of filing of custody certificate dated 28.07.2025 and states that the petitioner is involved in 05 more cases, however



he has been acquitted in 03 cases and in 02 cases, he has already undergone his sentence.

7. I have heard learned counsel for the parties and have gone through the material placed on record.

8. Keeping in view the facts and circumstances of the present case, and the fact that the custody period undergone by the petitioner is more than 05 months and 01 day and moreover challan in the present case is yet to be presented and also conclusion of the trial is likely to take a long time, therefore further incarceration of the petitioner would not serve the ends of justice. This Court deems it fit to grant the concession of regular bail to the petitioner.

9. Therefore, without expressing any opinion on the merits of the case, the instant petition is **allowed**. The petitioner is granted concession of regular bail in the present case, on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate/ Chief Judicial Magistrate concerned. The pending applications, if any, also stand disposed of.

10. It is however, made clear that in case during his bail, the petitioner indulges in any offence, the State shall be at liberty to file an application for cancellation of bail of the petitioner.

**29<sup>th</sup> July, 2025**

*Sonia Puri*

**(H.S. GREWAL)**  
**JUDGE**

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