



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CRM-M-22593-2025
Date of decision: 28.08.2025

NINDER KAUR @ CHHOTI BHABHIPetitioner

Versus

STATE OF PUNJAB ...Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present : Mr.Kushagra Mahajan, Advocate for the petitioner.

Mr. Manjinder Singh Bhullar, DAG, Punjab.

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
NINDER KAUR @ CHHOTI BHABHI	14	01.03.2025	Section 21 (29/21-C/61/85 /27-A added later on) of NDPS Act	Majitha	Amritsar

2. As per allegations, during a raid conducted at petitioner’s house, a young boy (co-accused of the petitioner) ran away from the roof of the house, while the petitioner, who was sitting on the bed, was apprehended by the police. On removing one side of the mattress, 10 grams of heroin was recovered, along with an electronic weighing scale and drug money amounting to Rs. 1,700/- from



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the said place.

3. Learned counsel for the petitioner contends that petitioner is innocent and has been falsely implicated in the present case. She being of the age of 30 years is never found involved in any other incident of similar nature, punishable under the NDPS Act. Co-accused of the petitioner, who succeeded in running away from the spot has already been granted the concession of interim anticipatory bail by this Court, vide order dated 10.07.2025, passed in CRM-M-21121-2025.

He further submits that examination of the issue, as to whether the petitioner was having conscious possession of the contraband or not would be there before the trial Court to adjudicate. Investigation has already been completed and process of trial is yet to start. Recovery of contraband i.e. 10 grams of is just double to the small quantity.

3. Learned State counsel has vehemently opposed the prayer of grant of bail to the petitioner, keeping in view the nature of allegations and the gravity of offence involved herein. He further submits that if the petitioner is granted concession of bail, there is every likelihood of her being absconding from the trial and can indulge in similar kind of activities.

4. This Court has heard the learned counsel for the parties concerned, and has gone through the instant petition.

5. As per the totality of circumstances, and the facts/allegations levelled against the petitioner, and the factors noticed hereinabove, I deem it appropriate to grant the concession of bail to the petitioner.

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



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Petitioner is ordered to be released on bail, subject to her 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.

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

7. 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.

8. Petition stands disposed of.

28.08.2025
amandeep

(SANJAY VASHISTH)
JUDGE

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