



CRM-M No. 25807 of 2025 1

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

210

CRM-M No. 25807 of 2025 (O&M)
Date of Decision: 16.05.2025

Lovepreet Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Rajiv Kumar Saini, Advocate for the petitioner.

Mr. Neeraj Sheoran, DAG, Haryana.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') for grant of bail pending trial to the petitioner in FIR No. 22 dated 15.03.2025 (P-1), under Sections 21, 27-A and 29 of Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'NDPS Act') and Section 111 of Bharatiya Nyaya Sanhita, 2023 (for short 'BNS'), registered at Police Station Dera Baba Nanak, Police District Batala, District Gurdaspur.

2. Learned counsel for the petitioner has produced copy of order dated 09.05.2025 passed by learned Special Court, Gurdaspur, which is taken on record as Mark 'X'.

Registry to tag the same at appropriate place.

3. Learned State counsel has produced custody certificate dated 15.05.2025 and the same is taken on record.

Registry to tag the same at appropriate place.

**CRM-M No. 25807 of 2025 2**

4. Allegations are that co-accused Jarmanpreet Singh was apprehended with 25 grams of *heroin* (non-commercial quantity) while co-accused Subhash Masih was found in conscious possession of drug money of Rs.2100/-. Petitioner and co-accused-Heera are alleged to have been involved in the sale of *heroin* with co-accused Jarmanpreet Singh and Subhash Masih.

5. Contends that petitioner is in custody since 15.03.2025; no recovery is alleged against the petitioner. Specifically contends that co-accused, namely, Subhash Masih from whom alleged recovery drug money of Rs.2100/- was effected has already been granted bail pending trial by learned Special Court Gurdaspur on 09.05.2025 (Mark 'X'). Lastly contended that conclusion of trial will take sufficient long time; thus, further incarceration of the petitioner would not serve any purpose.

6. *Per contra*, learned State counsel vehemently opposed the prayer while submitting that allegations against the petitioner are serious in nature; hence, he does not deserve the concession of bail pending trial.

7. Heard both sides and perused the paper-book.

8. Concededly, petitioner is in custody since 15.03.2025; Co-accused, namely, Subhash Masih from whom alleged recovery drug money of Rs.2100/- was effected, has already been granted bail pending trial by learned Special Court Gurdaspur on 09.05.2025. It is not the objection raised by the State that in case, petitioner is released on bail, he shall influence the witnesses or hamper the course of trial in any manner; thus, his further incarceration would not serve any purpose.

9. Consequently, present petition is allowed; petitioner shall be admitted to bail on furnishing bail/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

CRM-M No. 25807 of 2025 3

10. Petitioner shall appear on each & every date of hearing and to fully co-operate with learned trial Court without seeking any unnecessary adjournment(s).
11. The above observations be not construed as an expression of opinion on the merits of the case.
12. It is clarified that in case there is recurrence or any misuse of concession of bail on the part of the petitioner, State would be at liberty to move an appropriate application for recalling of this order.

Pending application(s), if any, shall also stand disposed off.

16.05.2025
Rajeev (rvs)

(MAHABIR SINGH SINDHU)
JUDGE

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