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

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CRM-M-25322-2025 (O&M)

Date of decision : 12.09.2025

Surinder Pal Singh @ SP @ Surender Pal Singh Gahlot**...Petitioner****Versus****State of Punjab****...Respondent****CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA**

Present:- Dr. Anmol Rattan Singh, Senior Advocate with
Mr. Harlove Singh Rajput, Advocate
for the petitioner.

Ms. Sakshi Bakshi, AAG, Punjab.

MANISHA BATRA, J. (Oral)

1. Prayer in this petition, filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, is for grant of regular bail to the petitioner in FIR No. 141 dated 17.10.2024, registered under Sections 20, 29 and 27-A of the Narcotic Drugs and Psychotropic Substances Act, 1985 (*for short 'NDPS Act'*) at Police Station Division No. 2, District Pathankot.

2. Brief facts of the case relevant for the disposal of the present petition are that on 17.10.2024, on the basis of a secret information, co-accused Vikas Mahajan @ Munna and Varun Kumar @ Billa, while coming in a car bearing registration number HP-38-E-3400, were apprehended by a police party and recovery of 01 kg. 10 grams of Cannabis was effected from the said car. Apart from this, recovery of drug money of Rs.3 Lakhs was also effected from them. Upon interrogation, co-accused Vikas Mahajan @ Munna disclosed that the present petitioner had given him a sum of Rs.10 Lakhs to

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buy cannabis, out of which, Rs. 6 Lakhs was given in cash to him. He had bought cannabis worth Rs. 2.20 Lakhs. On the basis of the same, the petitioner was nominated as accused in this case and was arrested on the same day. He was interrogated and suffered disclosure statement admitting that he had given an amount of Rs. 10 Lakhs to co-accused Vikas Mahajan Munna to buy cannabis. Investigation now stands completed.

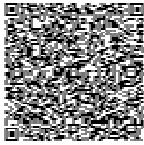
3. Learned counsel for the petitioner has argued that he has been falsely implicated in this case. He was neither named in the FIR nor was found at the spot. He has been nominated in this case on the basis of the disclosure statement suffered by the above named co-accused, which is not admissible in evidence. No recovery has been effected from him. He is in custody since 17.10.2024. He has clean antecedents and is not involved in any other case. Even otherwise, investigation stands completed and *challan* has been filed. Conclusion of trial is likely to take time. No useful purpose would be served by keeping him in custody anymore. Therefore, it is urged that the petition deserves to be allowed and the petitioner deserves to be released on regular bail.

4. Status report has been filed by the respondent-State. Learned State counsel has argued that keeping in view the gravity of the allegations levelled against the petitioner, he is not entitled to get benefit of bail. It is, thus, argued that the petition is liable to be dismissed.

5. I have heard learned counsel for the parties at considerable length and have also perused the material placed on record.

6. The petitioner has been nominated in this case on the basis of the disclosure made by above named co-accused. The allegations against the

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petitioner are that he had given an amount of Rs.10 Lakhs to co-accused Vikas Mahajan @ Munna for buying cannabis. No subsequent recovery of any contraband is shown to have been effected from the petitioner. He has clean antecedents. Investigation has since been completed and *challan* has been presented. Conclusion of trial would obviously take time. Keeping in view the aforesaid facts and circumstances, I am of the considered opinion that no useful purpose would be served by keeping the petitioner in custody anymore. Accordingly, the present petition is allowed. The petitioner is ordered to be released on regular bail, subject to his furnishing personal/surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned. However, it will be open for the prosecution to apply for cancellation of bail in case the petitioner is found involved in any other subsequent case.

7. It is made clear that any observation made herein above is only for the purpose of deciding the present petition and the same shall have no bearing on the merits of the case.

12.09.2025

Waseem Azhar

(MANISHA BATRA)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No