



**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CRM-M-27858-2025

Date of Decision:-01.08.2025

Manpreet Singh @ Mannu.

.....Petitioner.

Vs.

State of Punjab.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present:- Mr. Amandeep Singh Manaise, Advocate for the Petitioner.

Mr. Harkanwar Jeet Singh, AAG Punjab.

JASJIT SINGH BEDI, J.(ORAL)

The Prayer in this petition under Section 483 BNSS is for grant of the grant of regular bail in case FIR No.18 dated 25.03.2025 under Sections 21, 27(a), 29, 61, 85 of NDPS Act, 1985 and (Section 111 BNS added later on) registered at Police Station Qila Lal Singh, Police District Batala, District Gurdaspur.

2. The brief facts of the case are that petitioner-Manpreet Singh @ Mannu came to be apprehended with 5 grams of Heroin and Rs.1300/- drug money. On his disclosure statement Sucha Singh was nominated as an accused in this case and 11 grams of Heroin and Rs.1000/- drug money was recovered from him (since granted bail vide order dated 05.06.2025 passed by Judge, Special Court, Gurdaspur). On the disclosure statement of Sucha Singh, one Sarwan Singh @ Sunny was nominated as accused.

3. The learned counsel for the petitioner contends that the



petitioner has been falsely implicated in the present case. There was violation of mandatory provisions of the Act regarding search and seizure including Sections 42 and 50. As the petitioner is in custody since 25.03.2025, but the report under Section 173(2) Cr.PC is yet to be filed and the recovery is of non commercial quantity of contraband, he is entitled to the concession of bail, more so when his co-accused has already been granted the concession of regular bail by the Trial Court.

4. The learned counsel for the State, on the other hand, contends that serious allegations have been levelled against the petitioner. Offences of this kind were on the rise and, therefore, he was not entitled to the concession of bail. He, however, concedes that the petitioner was a first time offender, in custody since 25.03.2025, that the report under Section 173(2) Cr.PC is yet to be filed and that the recovery was of non commercial quantity of contraband.

5. I have heard the learned counsel for the parties.

6. Admittedly, the recovery from the petitioner is of non commercial quantity of contraband. Therefore, the bar contained under Section 37 of the NDPS Act would not be applicable to the case of the petitioner. Further, the petitioner is stated to be in custody since 25.03.2025 and the report under Section 173(2) Cr.PC is yet to be filed. Therefore the Trial of the present case is not likely to be concluded anytime soon. In this situation the further incarceration of the petitioner is not required.

7. Thus without commenting on the merits of the case, the present petition is allowed and the petitioner-**Manpreet Singh @ Mannu** son of Sh. Satnam Singh is ordered to be released on bail subject to his furnishing bail bonds and surety bonds to the satisfaction of learned CJM/Duty Magistrate, concerned.



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8. The petitioner shall appear before the police station concerned on the first Monday of every month till the conclusion of the trial and inform in writing each time that he is not involved in any other crime other than the cases mentioned in this order.
9. In addition the petitioner (or anyone on his behalf) shall prepare an FDR in the sum of Rs.50,000/- and deposit the same with the Trial Court. The same would be liable to be forfeited as per law in case of the absence of the petitioner from trial without sufficient cause.
10. The petition stands disposed of.

(JASJIT SINGH BEDI)
JUDGE

August 01, 2025
Vinay

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