

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

2025:PHHC:131454



250

CRM-M-36052-2025 (O&M)

Date of Decision: 22.09.2025.

Rohan

...Petitioner.

Versus

State of Haryana

...Respondent.

CORAM: HON'BLE MRS. JUSTICE SUKHVINDER KAUR

Present: Mr. Amit Choudhary, Advocate for the petitioner.

Mr. Pawan Kumar Garg, DAG, Haryana.

SUKHVINDER KAUR, J. (Oral)

Present petition has been filed under Section 483 of BNSS, 2023 for grant of regular bail to the petitioner in FIR No.436 dated 23.06.2023, under Sections 22(c) and 29 of NDPS Act, registered at Police Station Urban Estate Hisar, District Hisar.

As per prosecution case, on 22.06.2023, 168 bottles (each of 100 ml) of Codeine Phosphate & Chlorpheniramine Maleate Cough Surup branded as 'Wioncerex' were recovered from the possession of co-accused Sagar, who disclosed the name of the petitioner.

Learned counsel for the petitioner contended that recovery in the present case had been effected from co-accused and the petitioner has been roped in the present case only on the basis of disclosure statement of co-accused Sagar. Co-accused Sagar has already been granted concession of regular bail by Co-ordinate Bench of this Court vide order dated 24.07.2025

in CRM-M-28732-2025. He has urged that as trial of the case is likely to take time, therefore, the petitioner be granted concession of regular bail.

Notice was issued in this case on 04.09.2025 and status report was called from the State, which was filed on 16.09.2025 and the same is taken on record.

Learned State counsel has opposed the petition and submitted that allegations against the petitioner are serious in nature. During investigation, co-accused suffered a disclosure statement, as per which the the petitioner is also involved in sale and purchase of the contraband and as such he is not entitled to the concession of regular bail.

Heard.

The perusal of the status report reveals that in the present case the petitioner has not been named in the FIR and his name surfaced later on only on the basis of disclosure statement of co-accused Sagar. The alleged contraband i.e. 168 bottles (each of 100 ml) of Codeine Phosphate & Chlorpheniramine Maleate Cough Surup branded as 'Wioncerex' were recovered from co-accused Sagar. Recovery in this case had already been effected and as per the custody certificate, the petitioner is in custody since 01 year, 10 months and 06 days. Conclusion of trial is likely to take time, so no useful purpose would be served by further detaining the petitioner behind the bars.

Accordingly, the present petition is allowed and the petitioner is ordered to be admitted to regular bail, on furnishing adequate bail bonds and surety bonds, to the satisfaction of concerned learned trial Judge/Chief Judicial Magistrate/Duty Magistrate.

However, nothing observed herein above shall be construed to be an expression of opinion on the merits of the case. The observations recorded above are only for the purpose of deciding the present bail petition.

(SUKHVINDER KAUR)
JUDGE

22.09.2025.

Komal

Whether speaking/reasoned?	:	Yes/ No
Whether reportable?	:	Yes/ No