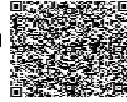


2025:PHHC:076709



CRM No.M-32932 of 2025 (O&M)

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

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**CRM No.M-32932 of 2025 (O&M)
Date of Decision: 25.06.2025**

MOHD. KALAM @ SALMAN**.....Petitioner****Vs****STATE OF HARYANA****....Respondent****CORAM: *HON'BLE MR. JUSTICE HARKESH MANUJA***

Present: Mr. Gaurav Tyagi, Advocate
for the petitioner.

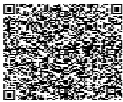
Mr. Amit Aggarwal, D.A.G., Haryana.

HARKESH MANUJA, J. (Oral)

1. By way of present petition filed under Section 483 of BNSS 2023, prayer has been made for grant of regular bail to the petitioner in case bearing FIR No.282 dated 02.12.2024 registered under Sections 20(b)(ii)(A) (deleted), 20(b)(ii)(B) and 29 (added later on) of the NDPS Act, 1985 at P.S. Udyog Vihar, District Gurugram, Haryana, wherein the petitioner was implicated with the allegations of recovery of 4.6 kgs. of Ganja.

2. Learned counsel for the petitioner submits that the investigation in the present case is already concluded and challan has been filed followed by framing of charges. The trial is likely to take some time in its conclusion. Petitioner is in custody for the last 07 months, thus, deserves the concession of regular bail.

3. On the other hand, the prayer made on behalf of the petitioner has been opposed by learned State counsel while submitting that petitioner is involved in one another case involving the provisions of NDPS Act.



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4. I have heard learned counsel for the parties and gone through the paper book. I find substance in the submissions made by learned counsel for the petitioner.
5. In the present case, the investigation already stands concluded with the filing of challan followed by framing of charges. So far as, out of total 21 prosecution witnesses none has been examined and the trial is likely to take some time in its culmination. Petitioner is behind the bars for a period of almost 07 months. The involvement of petitioner in other case involving the provisions of NDPS Act is admittedly against the non-commercial quantity. Considering the recovery in the present case of intermediate quantity, I do not find any justification to extend the incarceration of the petitioner.
6. Accordingly, without expressing any opinion on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail, subject to his furnishing adequate bail bonds and surety bonds to the satisfaction of the concerned Trial Court/Duty Magistrate.
7. It is made clear that this order may not be construed as expression of an opinion on the merits of the case.

June 25, 2025

Atik

Whether speaking/reasoned

Whether reportable

(HARKESH MANUJA)

JUDGE

Yes/No

Yes/No