



CRM-M-33176-2025

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

(1) CRM-M-33176-2025 (O&M)

Raghuvir Prashad

..... Petitioner

Versus

State of Haryana

.....Respondent

(2) CRM-M-43686-2025

Virender Kumar @ Vicky

..... Petitioner

Versus

State of Haryana

.....Respondent

Date of Decision: 19.08.2025**CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ**

Present: Mr.J.P.Sharma, Advocate, for the petitioner
in CRM-M-33176-2025.

Mr. Karan Sharma, Advocate, for the petitioner
in CRM-M-43686-2025.

Ms. Diya Sodhi, Sr. DAG, Haryana.

Rajesh Bhardwaj, J. (ORAL)

CRM-32254-2025 in
CRM-M-33176-2025

Allowed as prayed for. Annexure P-3 is taken on record.

CRM-32255-2025 in
CRM-M-33176-2025

For the reasons mentioned in the application, the same is allowed. Date of hearing in the main case is pre-poned from 02.09.2025 to 19.08.2025 i.e. today. The main case is taken up on board for hearing today itself.

Main cases

1. This order will dispose of above-mentioned two petitions, as both have arisen out of a common FIR.
2. Petitioners have approached this Court by way of present



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petitions praying for granting them regular bail in case FIR No.56 dated 06.02.2025, under Section 21(b), of the NDPS Act, 1985 (qua petitioner Raghuvir Prashad) and under Sections 22(B), 29, 61, 85 of NDPS Act, 1985 (qua petitioner Virender Kumar @ Vicky), registered at Police Station City Narnaul, District Mohindergarh.

3. Succinctly the facts of the case are that on 06.02.2025, a raid was conducted at Ginni Medical Store Kila Road, Narnaul by the team of Drug Control Officer, wherein, 56 capsules of Spasmo-Proxyvon Plus (Dicyclomine Hydrochloride, Tramadol Hydrochloride and Acetaminophen) and 72 capsules of Proxyco Spas (Dicyclomine Hcl. Tramador Hcl and Acetaminophen capsules) i.e. total 128 capsules containing 6.4 grams of Tramadol Hydrochloride. The salesman present at the chemist shop failed to produce any licence regarding the possession of the same and thus, the FIR was registered against the partner of the chemist shop i.e. Raghuvir Prashad (petitioner in CRM-M-33176-2025), salesman Virender Kumar Saini and one Anil Kumar. Virender Kumar Saini was arrested on the spot. On the registration of the FIR, investigation commenced. During the investigation, complicity of Virender Singh @ Vicky (petitioner) was surfaced and he was arrested on 28.05.2025 and Raghuvir Prashad surrendered before learned CJM, Narnaul on 26.05.2025. The petitioners approached the Court of learned Additional Sessions Judge, Narnaul for grant of bail, however, after hearing both the sides and finding no merits, their applications were declined by the trial Courts vide orders dated 19.06.2025/25.07.2025. Aggrieved by the same, the petitioners are before this Court by way of filing the present petitions.



3. Learned counsel for the petitioners, at the outset, pray for the grant of bail to the petitioners on the basis of parity with that of the co-accused, namely, Virender Kumar. They have drawn the attention of this Court to the order dated 30.04.2025 passed in **CRM-M-13429-2025**, whereby, co-accused Virender Kumar has been granted regular bail by this Court. It has been submitted that Raghuvir Sharma was said to be the owner of the chemist shop, whereas, Virender Singh @ Vicky was the salesman. They submit that the petitioners are in custody since 26.05.2025/28.05.2025. They submit that the petitioners have no criminal antecedents. They submit that on the basis of the parity, the petitioners deserve to be granted bail as the case of the petitioners is similar to that of the said co-accused, who has already been granted bail.

4. Learned State counsel has vehemently opposed the submissions made by counsel for the petitioners. However, she submits that admittedly, the recovered contraband is 128 capsules containing 6.4 grams of Tramadol Hydrochloride, which is marginally above the small quantity. She has endorsed the factum of grant of bail to the co-accused of the petitioners as stated above and has not denied that the petitioners is at par with the co-accused, namely, Virender Kumar. She has placed on record the custody certificate of petitioner Virender Singh @ Vicky.

5. After hearing learned counsel for the parties and perusing the record, it is deciphered that the petitioners are behind bars since 26.05.2025/28.05.2025. Co-accused, namely, Virender Kumar is on bail and the case of the petitioners as stated is at par with him. Custody certificate of petitioner Virender Singh @ Vicky shows that he has suffered incarceration of 02

months & 16 days as on 13.08.2025 and he has no criminal antecedents.

6. This Court would refrain itself from commenting anything on the merits of the case. Keeping in view the arguments raised by both the sides, this Court is of the opinion that learned counsel for the petitioners succeed in making out a case for grant of regular bail to the petitioners on the basis of parity. Accordingly, the present petitions are allowed and the petitioners are ordered to be released on bail on their furnishing bail/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate.

7. Nothing said herein shall be treated as an expression of opinion on the merits of the case.

	(RAJESH BHARDWAJ)	
	JUDGE	
19.08.2025	Whether Speaking/Reasoned :	Yes/No
sharmila	Whether Reportable :	Yes/No