

228 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

2025.PHHC:174183



CRM-M-38146-2025 (O&M)

Date of Decision: 12.12.2025

HARPAL SINGH

... PETITIONER

VERSUS

STATE OF PUNJAB

... RESPONDENT

CORAM : HON'BLE MR. JUSTICE H.S.GREWAL

Present:- Mr. Vivek Salathia, Advocate for the petitioner.

H.S. GREWAL, J. (ORAL)

1. Prayer in this petition filed under Section 528 of BNSS, 2023, is for quashing of order dated 01.03.2025 (Annexure P-4) passed by learned Judicial Magistrate Ist Class, Amritsar, vide which the petitioner has been declared as proclaimed offender in FIR No.0011 dated 26.04.2021 registered under Sections 21, 23(c), 24, 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (in short 'the NDPS Act'), Section 3 of the Indian Passport Act, 1920 and Section 14 of the Foreigners Act, 1946 (offence under Section 3 of the Indian Passport Act, 1920 and Section 14 of the Foreigners Act, 1946 stands deleted later on) at Police Station State Special Operations Cell, Amritsar, District Intelligence Wing (CID) (Annexure P-1).

2. Learned counsel for the petitioner submits that the petitioner was never served as per the relevant provisions of Section 82 Cr.P.C. He further submits that the impugned order dated 01.03.2025 has already been stayed vide order dated 21.07.2025 passed by the Co-Ordinate Bench of this Court. The petitioner is willing to join the proceedings before the Court below.

Balbir Singh, PPS, Deputy Superintendent of Police, Counter Intelligence, Amritsar today in the Court and the same is taken on record.

4. I have heard the submissions made by the learned counsel for the parties and gone through the case file.
5. In view of the prayer made by the petitioner, this Court does not find any legitimate ground to interfere in the impugned order dated 01.03.2025 passed by the learned Judicial Magistrate First Class, Amritsar. However, it is directed that in case the petitioner surrenders before the trial Court within a period of seven (07) days at 10:00 A.M. from today and moves an application for grant of regular bail, the trial Court is directed to grant him bail on the same day.
6. The petition stands disposed of.

12.12.2025

Janki

Whether speaking/reasoned

Whether reportable

(H.S.GREWAL)

JUDGE

:

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Yes/No

Yes/Noz