



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

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CRM-M-39595-2025
Date of decision: 02.12.2025

BHARAT SINGH

....Petitioner

Versus

STATE OF HARYANA

...Respondent

CORAM: HON'BLE MR. JUSTICE YASHVIR SINGH RATHOR

Present : Mr. Abhimanu Jagra, Advocate for the petitioner.

Mr. R.K. Ambavta, DAG, Haryana
assisted by ASI Maan Singh.

YASHVIR SINGH RATHOR. J.(Oral)**CRM-47899-2025**

1. Present application under Section 528 of BNSS has been filed for placing on record bail order of co-accused namely Manohar Singh Farswan @ Manohar Singh @ Bittu as Annexure P-13.

2. For the reasons mentioned in the application, the same is allowed. Annexure P-13 is taken on record subject to all just exceptions.

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3. Present petition under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 has been filed for grant of regular bail to the petitioner in case FIR No.630 dated 15.07.2024, under Sections 20 and 29 of NDPS Act, registered at Police Station Palla, District Faridabad.

4. Brief facts of the prosecution case are that on 15.07.2024. ASI Chhanna Ram received secret information that one Praveen Singh indulges in sale of charas. Upon receipt of the said information, the police set up an observation



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post and Praveen Singh was apprehended on the spot along with a polythene bag. On search, 1 kg 6 grams of charas was recovered from the said bag. In his disclosure statement, he stated that he had brought the contraband from one Bharat Singh for sale. Thereafter, he retracted from his disclosure statement and suffered supplementary disclosure statement to the effect that he alongwith Bharat Singh had brought the charas from one person namely Manoj Singh for Rs.90,000/-, out of which a sum of Rs.45,000/- each was spent by him and Bharat Singh. Thereafter, Bharat Singh (petitioner) was arrested on 18.07.2025 and in his supplementary disclosure statement, he disclosed the name of Manohar Singh Farswan @ Monohar Singh @ Bittu (co-accused) as the supplier.

5. I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

6. Learned counsel for the petitioner contended that petitioner has been falsely implicated in the present case. The disclosure statement suffered by co-accused Parveen that he had brought the contraband alongwith present petitioner from one Manoj Singh is not admissible in evidence and cannot be used against him. No narcotic substance has been recovered from his possession. Learned counsel further contended that co-accused Manohar Singh has already been released on bail by this Court, vide order dated 17.11.2025, passed in CRM-M-15195-2025 (Annexure P-13) and petitioner too is entitled to be released on bail on the ground of parity. Petitioner is in custody since 18.07.2024. Learned counsel next contended that final report/challan has already been presented after completion of investigation. Out of total 09 prosecution witnesses cited by the prosecution, only 03 witnesses have been examined till date and the trial is likely



to take a long time to conclude and further detention of the petitioner is not required and he may be released on bail.

7. On the other hand, learned State Counsel has opposed the bail and argued that in view of the gravity of the offence, petitioner does not deserve the concession of bail.

8. No contraband has been recovered from the possession of petitioner and he has been implicated as an accused on the basis of disclosure statement suffered by the main accused namely Parveen Singh. As to how much evidentiary value will be attached to the disclosure statement of co- accused Parveen Singh shall be the subject matter of trial. Petitioner is in custody since 18.07.2025 and out of total 09 witnesses cited by the prosecution, 03 witnesses have been examined till date. Therefore, trial is likely to take sufficiently long time to conclude and no useful purpose will thus be served by detaining the petitioner in custody. Moreover, co-accused Manohar Singh has already been released on bail by this Court, vide order dated 17.11.2025, passed in CRM-M-15195-2025 (Annexure P-13) and petitioner is entitled to be released on bail even on the ground of parity.

9. Having regard to the aforesaid factual position, but without commenting anything upon the merits of the case, the present petition is allowed and petitioner is ordered to be released on bail on furnishing bail bonds and surety bonds to the satisfaction of learned Trial Court concerned, on usual terms and conditions.

(YASHVIR SINGH RATHOR)
JUDGE

02.12.2025
amandeep

Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No