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

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**CRM-M-38664-2025 (O&M)  
Date of decision : 11.09.2025**

**Madan Lal**

**...Petitioner**

**Versus**

**State of Punjab**

**...Respondent**

**CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA**

Present:- Mr. Karanjeet Singh Brar, Advocate  
for the petitioner.

Mr. Roshandeep Singh, AAG, Punjab.

**MANISHA BATRA, J. (Oral)**

1. Prayer in this petition, filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, is for grant of regular bail to the petitioner in FIR No. 60 dated 13.05.2025, registered under Sections 22 and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (*for short 'NDPS Act'*) at Police Station Khui Khera, District Fazilka.

2. Brief facts of the case relevant for the disposal of the present petition are that on 13.05.2025, co-accused Kulwant Singh @ Kanti was apprehended by a police party and recovery of 130 intoxicating tablets of Alprazolam was effected from him. On interrogation, he disclosed that the recovered contraband was purchased by him from the present petitioner and co-accused Jaidev @ Jai Dev. Both of them were accordingly nominated in this case and were arrested on 15.05.2025. At the instance of co-accused Jaidev, recovery of 290 intoxicating capsules was subsequently effected. FSL

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report is awaited. Challan is yet to be filed.

3. Learned counsel for the petitioner has argued that the petitioner has been falsely implicated in this case. He was neither named in the FIR nor was found at the spot. He has been nominated in this case on the basis of the disclosure statement suffered by the above named co-accused, which is not admissible in evidence. No subsequent recovery has been effected from him. He has clean antecedents and is not involved in any other case. Even otherwise, conclusion of trial is likely to take considerable time as even challan has not been filed. The petitioner is in custody since 15.05.2025. Co-accused Kulwant Singh @ Kanti has been granted concession of interim bail by the Court of learned Judge, Special Court, Fazilka awaiting the FSL report. No useful purpose would be served by keeping the petitioner in custody anymore. Therefore, it is urged that the petition deserves to be allowed and the petitioner deserves to be released on regular bail.

4. Status report has been filed by the respondent-State. Learned State counsel has argued that keeping in view the gravity of the allegations levelled against the petitioner, he is not entitled to get benefit of bail. It is, thus, argued that the petition is liable to be dismissed.

5. I have heard learned counsel for the parties at considerable length and have also perused the material placed on record.

6. The petitioner has been nominated in this case on the basis of the disclosure made by above named co-accused. However, no subsequent recovery is shown to have been effected from him. He is not even shown to be involved in any other case and has clean antecedents. A perusal of the status report reveals that FSL report is awaited and challan is yet to be filed, which

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means that conclusion of trial would take considerable time. The petitioner is in custody since 15.05.2025. Keeping in view the aforesaid facts and circumstances, I am of the considered opinion that no useful purpose would be served by keeping the petitioner in custody anymore. Accordingly, the present petition is allowed. The petitioner is ordered to be released on regular bail, subject to his furnishing personal/surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned. However, it will be open for the prosecution to apply for cancellation of bail in case the petitioner is found involved in any other subsequent case.

7. It is made clear that any observation made herein above is only for the purpose of deciding the present petition and the same shall have no bearing on the merits of the case.

11.09.2025

*Waseem Ansari*

(MANISHA BATRA)  
JUDGE

*Whether speaking/reasoned*

*Yes/No*

*Whether reportable*

*Yes/No*