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

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CRM-M-42224-2025 (O&M)
Date of decision: 30.10.2025

Rohit Kumar**...Petitioner****Versus****State of Punjab****...Respondent****CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA**

Present:- Mr. Daanish Mahajan, 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. 0045 dated 24.04.2025, registered under Section 21B of the Narcotic Drugs and Psychotropic Substances Act, 1985 (*for short 'NDPS Act'*) at Police Station Ranjit Avenue, District Amritsar.

2. Brief facts of the case relevant for the disposal of the present petition are that on 24.04.2025, the petitioner was apprehended by a police party and recovery of 25 grams of heroin and drug money of Rs. 2500/- was effected from him. He was formally arrested at the spot. Upon interrogation, he disclosed that he used to buy contraband from one Sujal at the rate of Rs. 1800/- per gram. The petitioner is in custody since the date of his arrest. Investigation now stands completed. The petitioner had moved an application before the learned trial Court but the same had been dismissed,

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vide order dated 19.07.2025.

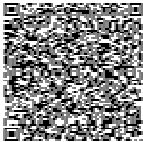
3. Learned counsel for the petitioner has submitted that he has been falsely implicated in this case. In fact, the alleged recovered contraband was planted on him. He is not involved in any other case under the NDPS Act. Even otherwise, the quantity of the same does not fall under commercial quantity, being 25 grams. The petitioner is in judicial custody since 24.04.2025. Investigation has since been completed and challan has been filed. Trial will take time to conclude. No useful purpose would be served by keeping him 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 Assistant Advocate General, Punjab has argued that keeping in view the gravity of the allegations levelled against the petitioner, he is not entitled to get benefit of bail. Hence, it is urged that the petition is liable to be dismissed.

5. This Court has heard the submissions of both the sides.

6. The petitioner is in custody since 24.04.2025. The quantity of the contraband allegedly recovered from him does not fall under commercial quantity. Conclusion of trial would obviously take time. He is not shown to be involved in any other case under NDPS Act. Investigation has since been completed and challan has been filed. Conclusion of trial would obviously take time. Keeping in view the aforesaid facts, this Court is of the considered opinion that no useful purpose would be served by keeping him in custody anymore. Accordingly, the present petition is allowed. The petitioner is

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ordered to be released on regular bail, subject to his furnishing personal/surety bonds to the satisfaction of the trial Court/Duty Magistrate. 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.

30.10.2025
Waseem Ansari

(MANISHA BATRA)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No