

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

2025:PHHC:148565



241 CRM-M-42388-2025 (O&M)
Date of Decision: 29.10.2025.

Gian ...Petitioner.

Versus

State of Punjab ...Respondent.

CORAM: HON'BLE MRS. JUSTICE SUKHVINDER KAUR

.....

Present: Mr. Sumit Dua, Advocate
for the petitioner.

Mr. P.S. Pandher, AAG, Punjab.

SUKHVINDER KAUR, J. (Oral)

Present petition has been filed under Section 482 of BNSS for grant of anticipatory bail to the petitioner in FIR No.336 dated 13.12.2024 under Section 22 of the NDPS Act (Sections 25 and 29 of the NDPS Act added later on), registered at Police Station Phillaur, District Jalandhar.

As per prosecution case, co-accused Geja Ram, Jogindro, Jaswinder Kaur, Bimbo and Jaswinder @ Rano were found in possession of 22 strips each containing 10 tablets and one strip containing 5 tablets of Etizolam IP 0.5 MG with batch number, manufacturing and expiry date on the strips erased, thus a total of 225 tablets. The petitioner was nominated as an accused in the present case on the basis of disclosure statement of the said co-accused, who stated that the intoxicating drugs were being supplied by the petitioner to them.

Learned counsel for the petitioner contended that no recovery

had been effected from the petitioner and he is not connected with the offence in the present case. The petitioner has been falsely implicated in the present case only on the basis of disclosure statement of aforesaid co-accused Geja Ram and others, which is not admissible in law. He prayed that custodial interrogation of the petitioner is not required and he is ready and willing to join the investigation and the present petition be allowed.

Learned State counsel opposed the present petition and submitted that the petitioner was also indulging in smuggling. He has been specifically named in the disclosure statement of co-accused and as such he is not entitled to the concession of bail.

Heard.

As per allegations, the name of the petitioner surfaced in the present case, only on the basis of disclosure statement of co-accused Geja Ram, Jogindro, Jaswinder Kaur, Bimbo and Jaswinder @ Rano, who stated that the intoxicating drugs were being supplied by the petitioner and other co-accused Disho, Binder and Darbara. As per status report submitted by learned State counsel 10 more cases under NDPS Act have also been registered against the petitioner. This, it appears that the petitioner is a habitual offender. The custodial interrogation of the petitioner is required regarding her indulgence in the drug trafficking in the present case and denial of custodial interrogation of the petitioner will adversely effect the investigation in the present case. So, it is not a fit case where the petitioner deserves concession of anticipatory bail.

Accordingly, the present petition stands dismissed. However, nothing observed herein above shall be construed to be an expression of

opinion on the merits of the case. The observations recorded above are only for the purpose of deciding the present bail petition.

Pending application(s), if any, shall also stand disposed of.

(SUKHVINDER KAUR)
JUDGE

29.10.2025.

<i>Komal</i>	Whether speaking/reasoned?	:	Yes/ No
	Whether reportable?	:	Yes/ No