



CRM-M-43703-2025

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

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CRM-M-43703-2025

Date of decision: 31st October, 2025

Amritpal Singh @ Chucha

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. G.S. Sidhu, Advocate for the petitioner.

Mr. Roshandeep Singh, Assistant Advocate General, Punjab.

MANISHA BATRA, J (ORAL):-

The present petition has been filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') by the petitioner seeking grant of regular bail in case bearing FIR No. 426 dated 24.09.2024 registered under Sections 21, 22 and 29 of Narcotic Drugs and Psychotropic Substance Act, 1985 (for short '*NDPS Act*') at Police Station City Barnala, District Barnala.

2. As per the allegations, on 24.09.2024, on the basis of a secret information, the petitioner and co-accused Ajay Sharma, Sukhdev Ram and Harpreet Singh were apprehended while they were sitting in a car bearing registration No. UP-16BF-4696 and on conducting search, recovery of 50 grams of heroin, five strips of intoxicant tablets of Etizolam and drug money of Rs. 1,00,000/- was effected from their joint possession. They were formally arrested. They were interrogated and suffered disclosure statements



on the basis of which Rajvir Singh and Preet Singh were nominated as additional accused. Investigation now stands completed.

3. It is argued by learned counsel for the petitioner that he has been falsely implicated in this case. A false recovery has been planted upon him. The provisions of Section 50 of NDPS Act which are mandatory in nature, had not been complied with. He has been in custody since 24.09.2024. He has clean antecedents. Trial will take considerable time to conclude, since only 02 witnesses out of 15 prosecution witnesses have been examined. His further incarceration would not serve any useful purpose. Co-accused Ajay Sharma and Preet Singh have been extended benefit of bail. On parity, he too deserves to be released on bail. It is, therefore, urged that he deserves to be released on bail.

4. *Per contra*, learned State counsel has argued that keeping in view the gravity of the allegations as levelled against the petitioner, he does not deserve to be extended benefit of bail. Therefore, it is urged that the petition does not deserve to be allowed.

5. This Court has heard learned counsel for the parties at considerable length.

6. The petitioner has been in custody since 24.09.2024. The co-accused Ajay Sharma and Preet Singh have been extended benefit of bail. The petitioner does not have any criminal antecedents. Out of 15 prosecution witnesses 02 witnesses have been examined so far. The trial will take considerable time to conclude. In view of the above discussed facts, this Court is of the considered opinion that continued detention of the petitioner would not serve any useful purpose. Keeping in view the period spent by the



petitioner in custody, the part attributed to him, on parity and in view the above discussed facts, this Court is of the considered opinion that the petitioner has made out a case for release on bail. Accordingly, the petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal/surety bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

7. It is, however, clarified that the observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.
8. Since the main petition has been allowed, pending application, if any, is rendered infructuous.

[MANISHA BATRA]
JUDGE

31st October, 2025
Parveen Sharma

1. Whether speaking/ reasoned

:

Yes / No
2. Whether reportable

:

Yes / No