

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

2025:PHHC:158256



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CRM-M-44557-2025 (O&M)
Date of decision:14.11.2025

Rajmal @ Kala

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Sandeep Kotla, Advocate for the petitioner.

Ms. Himani Arora, DAG, Haryana.

...

Manisha Batra, J. (Oral).

1. 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.21 dated 18.01.2025, registered under Section 20 of the NDPS Act, at Police Station Matlauda, Panipat.

2. As per the allegations, on 18.01.2025, on the basis of a secret information, an alto car bearing registration No.HR-26-BA-9666 was stopped by the police officials in the area of village Kawi. The petitioner, who was driving the car, disclosed his name and particulars on asking. On conducting search, one polythene containing 1 kg and 107 grams of *charas* was found to be in his conscious possession. He was formally arrested. Investigation now stands completed.

3. It is argued by learned counsel for the petitioner that he has

been falsely implicated in this case. He is a heart patient. He is in custody since 18.01.2025. The trial will take considerable time to conclude. His further incarceration would not cause any useful purpose. It is, therefore, urged that he deserves to be released on bail.

4. Per contra, learned State counsel has argued that there are serious allegations against the petitioner. The commercial quantity of contraband was recovered from him. Rigors of Section 37 of the NDPS Act are attracted in this case. There is nothing on record to show that there would be any undue delay in conclusion of the trial. It is, therefore, argued that the petition does not deserve to be allowed.

5. I have heard rival submissions made by learned counsel for the parties.

6. Commercial quantity of contraband was recovered from the conscious possession of the petitioner. He is in custody since 18.01.2025. In view of the stringent conditions, the provisions of Section 37 of the NDPS Act are applicable in this case. It cannot be stated that the petitioner is in prolonged incarceration. There is also nothing on record to show that there would be any undue delay in conclusion of the trial. In such peculiar circumstances, this Court is of the considered opinion that the petition does not deserve to be allowed at this stage.

7. Accordingly, the petition is dismissed.

(MANISHA BATRA)
JUDGE

14.11.2025

harjeet

Whether speaking/reasoned :	Yes/No
Whether reportable :	Yes/No