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

CRM-M-45976-2025

Date of decision :27.08.2025

Jagroop Singh @ Joga**....Petitioner****versus****State of Punjab****..... Respondent****CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ**

Present :- Mr. Aman Raj Bawa, Advocate
the petitioner.

Mr. Raj Karan Singh, A.A.G., Punjab.

RAJESH BHARDWAJ, J. (Oral)

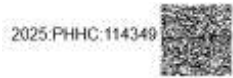
1. Present petition has been filed for grant of regular bail in case FIR No.36 dated 10.03.2025 under Section 22 of Narcotic Drugs and Psychotropic Substances Act, 1985 and Section 25 of Arms Act, registered at Police Station Beas, District Amritsar.
2. Succinctly the facts of the case are that the Police party while on patrolling on 10.03.2025 saw two young men walking on the road. On seeing the police, they got perplexed and one of the young men tried to throw a black was envelope by taking it out from the right pocket of his pants. On suspicion, both were apprehended. On asking, they disclosed their names as Sukhbir Singh @ Sonu and Jagroop Singh @ Joga (present petitioner). On conducting search of Sukhbir Singh @ Sonu, 370 pink coloured narcotic pills were recovered whereas from the search of Jagroop Singh @ Joga, one pistol of 32 bore along with 06 live cartridges were recovered. They failed to produce any license regarding possession of the same and hence, the FIR was registered and both were arrested on spot. The investigation commenced. On conclusion of investigation, challan



was presented and on framing of charges, the trial commenced. The petitioner approached the Learned Judge, Special Court, Amritsar praying for grant of bail, however, finding no merit, the same was declined after hearing both the sides by Learned Judge, Special Court, Amritsar vide order dated 18.06.2025. Aggrieved by the same, the petitioner is before this Court by way of filing of present petition for grant of bail.

3. Learned counsel for the petitioner has contended that the petitioner has been falsely implicated in the present case. He submits that the recovery has been planted upon the petitioner. He submits that the alleged recovery has been effected from a public place, however, no independent witness was joined by the investigating agency. He submits that the co-accused, from the recovery of 370 pink coloured narcotic pills was made, has already been enlarged on bail. He submits that the petitioner is behind bars since the date of his arrest, however, there is no progress in the trial. He submits that though the petitioner is involved in 02 other cases, however, in one case he has already been released on completion of his sentence and in other case he is on bail. He thus submits that in the facts and circumstances of the case, the petitioner deserves to be granted bail.

4. Per contra, learned State counsel has opposed the submissions made by the counsel for the petitioner and submits that the petitioner was found in the possession of the weapon and the live cartridges which were without any license. He submits that the petitioner is a habitual offender as he is involved in 02 other cases. He, on instructions, has submitted that out of total 14 prosecution witnesses, none has been examined so far. He has placed on record the custody certificate of the petitioner on record.



5. After hearing counsel for the parties and perusing the record, it is deciphered that the petitioner is behind bars since the date of his arrest. The co-accused, from whom 370 pink coloured narcotic pills were recovered, has already been released on bail. Investigation is complete and charges are framed. As submitted before this Court, out of total 14 prosecution witnesses, none has been examined so far. As per custody certificate, the petitioner has suffered an incarceration of 05 months and 14 days as on 26.08.2025.

6. The veracity of the allegations would be assessed only after conclusion of the trial and on the appreciation of evidence to be led by both the parties before the trial Court.

7. This Court would refrain itself from commenting anything on the merits of the case. Keeping in view the arguments raised by both the sides and perusing the record, the Court is of the opinion that learned counsel for the petitioner succeeds in making out a case for the grant of bail. Accordingly, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate. Nothing said herein shall be treated as an expression of opinion on the merits of the case.

27.08.2025
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(RAJESH BHARDWAJ)
JUDGE

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