

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

2025:PHHC:147295



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CRM-M-46487-2025 (O&M)

Date of Decision: 28.10.2025.

Paramjit @ Paramjit Lal @ Dr. Mehmi @ Pamma ...Petitioner.

Versus

State of Punjab ...Respondent.

CORAM: HON'BLE MRS. JUSTICE SUKHVINDER KAUR

Present: Mr. Sandeep Kumar Yadav, Advocate
for the petitioner.

Mr. Navdeep Singh, DAG, 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.222 dated 12.11.2022 under Sections 22/29/21/61/85 of the NDPS Act (Section 27-A of NDPS Act added later on), registered at Police Station City Phagwara, District Kapurthala.

As per prosecution case, on 11.11.2022, the petitioner was found in possession of 2050 intoxicant tablets without any permit or license. On the basis of the said allegations, the present FIR was registered and the petitioner was arrested.

The petitioner moved bail application before the trial Court and the trial Court vide order dated 07.02.2023 granted interim bail to the petitioner, subject to the outcome of the report of Chemical Analysis.

That Chemical Examiner Report in this case has already been received, in terms of which, the quantity of contraband was 377 grams of Tramadol Hydrochloride, which falls within the 'commercial quantity'. After receipt of the said report, notice was issued to the petitioner by the trial Court. Instead of surrendering before the trial Court, the petitioner moved bail application, which was dismissed by the trial Court vide order dated 11.06.2025.

Learned counsel for the petitioner contended that the petitioner is innocent and has been falsely implicated in the present case. Though huge amount of money and gold articles has been recovered from the house of the petitioner (owned by his wife), however the police has shown less recovery. The petitioner was arrested in this case on 11.11.2022 and moved bail application before the trial Court and the trial Court vide order dated 07.02.2023 granted interim bail to the petitioner, subject to the outcome of the report of Chemical Analysis.

Nothing is to be recovered from the petitioner and the allegations regarding harboring is not remotely possible. Since Chemical Examiner Report has been received in this case, so the petitioner is again sought to be arrested. The petitioner is not previously involved in any other criminal case and he is ready and willing to join the investigation and the present petition be allowed.

Notice of motion.

Mr. Navdeep Singh, DAG Punjab, who is present in the Court accepts notice on behalf of the respondent-State.

Learned State counsel has opposed the petition and submitted that the allegations against the petitioner are serious in nature. The

petitioner was granted interim bail till receipt of the FSL report, however on receipt of the said report, the petitioner had failed to surrender before the trial Court and the custodial interrogation of the petitioner is required for fair and proper investigation of the case and as such he is not entitled to the concession of anticipatory bail.

Heard.

As per allegations, 2050 intoxicant tablets were recovered from the petitioner which falls within the 'commercial quantity' and as per FSL report aforesaid tablets contained 377 grams of Tramadol Hydrochloride. So it attracts the rigors of Section 37 of the NDPS Act. Moreover, the petitioner was extended the benefit of interim bail by the trial Court vide order dated 07.02.2023, subject to the outcome of the report of Chemical Analysis. However on receipt of the said report, the petitioner did not surrender before the trial Court, despite issuance of notice and therefore has breached the condition imposed by the trial Court and misused the concession of interim bail. Thus, 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

28.10.2025.

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