



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

222

CRM-M-47984-2025
Date of decision:03.11.2025

KASHMIR SINGH ALIAS BHOLAPetitioner

VERSUS

STATE OF PUNJABRespondent

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present: - Mr. Rakesh Kumar, Advocate for the petitioner.

Mr. Mohit Kapoor, Senior DAG, Punjab.

VINOD S. BHARDWAJ, J. (Oral)

1. The instant petition has been filed under Section 483 of The Bharatiya Nagarik Suraksha Sanhita, 2023, for the grant of regular bail in case bearing FIR No. 32 dated 13.03.2025, registered under Section(s) 22/61/85 of the N.D.P.S. Act and Section 111 of B.N.S. at Police Station Subhanpur, District Kapurthala.

2. Learned Counsel appearing on behalf of the petitioner contends that the story put-forth by the prosecution is that during the course of patrolling in the area, the Police Party apprehended the petitioner and effected recovery of 90 loose tablets containing the salt Alprazolam. The weight thereof has been found to be 8 grams. He contends that the recovery is an intermediate quantity and is not under the commercial quantity. He contends that the petitioner is in custody since 13.03.2025. He has thus already undergone an actual custody of more than 7 ½ months. He submits

that the trial shall take long time in its conclusion. He submits that no witnesses has been actually examined so far.

3. Counsel for the respondent-State does not dispute the above, however, he contends that the charge in the present case was framed on 02.08.2025 and of the 10 witnesses, 03 have been given up. He, however, does not dispute that the petitioner has been in actual custody of more than 7 ½ months and that the recovery is an intermediate quantity.

4. I have heard learned counsel appearing on behalf of the respective parties.

5. Taking into consideration the period of custody as also the stage of trial alongwith the recovery reflected, I deem it appropriate to enlarge the petitioner on regular bail to the satisfaction of the trial Court.

6. The instant petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing requisite bail bond/surety bond to the satisfaction of the trial Court/Duty Magistrate, concerned.

7. It is made clear that the petitioner shall not extend any threat and shall not influence any prosecution witnesses in any manner directly or indirectly.

8. The observation made hereinabove shall not be construed as an expression on the merits of the case and the Trial Court shall decide the case on the basis of available material.

NOVEMBER 03, 2025

Vishal Sharma

**(VINOD S. BHARDWAJ)
JUDGE**

Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No