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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-49206-2025
Decided on : 27.11.2025

Balwinder Singh alias Binder Singh

... Petitioner(s)

Versus

State of Punjab

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

PRESENT: Mr. Ujval Mittal, Advocate
for the petitioner(s).

Mr. Vinay Malhotra, DAG, Punjab.

SANJAY VASHISTH, J. (Oral)

1. The instant petition has been filed under Section 483 of BNSS, 2023 (earlier Section 439 Cr.P.C.), for grant of regular bail to the petitioner, during the pendency of trial, who has been booked in a criminal case arising out of First Information Report, as detailed here-under:-

Name of Petitioner(s)	FIR No.	Date	Section(s)	Police Station	District
Balwinder Singh alias Binder Singh	113	12.10.2020	22, 29/61/85 of NDPS Act, 1985 & 207 of MV Act, 1988	Sandaur	Sangrur

2. After hearing learned counsel for the parties, on 09.09.2025, following order was passed by this Court:-

“1. Present petition has been filed by the petitioner, seeking grant of regular bail in case bearing FIR No.113, dated 12.10.2020, under Section(s) 22, 29/61/85 of NDPS Act and section 207 of Motor Vehicles Act, 1988, registered at Police Station Sandaur, District Sangrur.

2. In the present case, alleged recovery comprises 2,040 tablets of Alprasafe and 800 tablets of Clovidol/Tramadol. It is alleged that petitioner was driving a motorcycle while carrying a transparent polythene bag hanging from the handlebar.



3. *Learned counsel for the petitioner submits that, as per the version given in the FIR itself, narcotic pills were clearly visible through the transparent bag. Despite this, petitioner is alleged to have openly carried the same on the handle of the motorcycle, which, as per the counsel, is highly improbable and casts doubt on the prosecution's version. It is further pointed out that the FIR does not even mention registration number of the motorcycle, allegedly being driven by the petitioner at the time of recovery. In fact, a false case has been planted against the petitioner.*

4. *Notice of motion.*

5. *On advance notice, Mr. Manjinder Singh Bhullar, DAG, Punjab, puts an appearance on behalf of the respondent/State, and files custody certificate in the Court today. Same is taken on record.*

6. *List the matter again on 27.11.2025, to enable learned State counsel to file a **status report**, regarding the evidence collected so far to substantiate the charges framed against the petitioner.”*

3. Learned State counsel has filed the custody certificate dated 26.11.2025 and status report dated 18.11.2025 in Court today. The same are taken on record, subject to all just exceptions. Office to tag the same at the appropriate place.

Copies thereof have been handed over to the counsel for the petitioner.

4. Learned State counsel informs that out of total 16 prosecution witnesses, after examining 10 witnesses, the remaining 06 witnesses have been given up. Proceedings are now at the final stage before the trial Court and the trial is likely to be concluded in the near future.

5. In view of the stage of the trial, as informed by the learned State counsel, I refrain from dealing with the prayer for bail at this stage.

6. Accordingly, the present petition stands **disposed of** without making any observations on merits.

However, noticing that the petitioner has already undergone



incarceration for a period of more than 05 years and 01 month, the learned trial Court is directed to make all endeavours to conclude and decide the trial expeditiously, preferably within a period of next two months.

(SANJAY VASHISTH)
JUDGE

November 27, 2025
J.Ram

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