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IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH
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CRM-M No.55198 of 2025
Date of decision: 19.12.2025

Jagjit Singh ... Petitioner

Vs.

State of Punjab ... Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present:- Mr. Gurdarshan S. Sidhu, Advocate,
for the petitioner.

Ms. Sakshi Bakshi, AAG, Punjab,
for the respondent-State.

MANISHA BATRA, J. (Oral)

1. The present petition has been filed by the petitioner under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (For short “BNSS”) seeking regular bail in the FIR mentioned below:-

FIR No.	Dated	Police Station	Sections
89	09.06.2025	Sardulgarh, District Mansa	21 of Narcotic Drugs and Psychotropic Substances Act, 1985 (for short ‘NDPS Act’) (27 and 29 of NDPS Act added later on)

2. As per the allegations, on 09.06.2025, the petitioner and co-accused were apprehended and 110 grams of heroin was recovered from

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their conscious possession. They were 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 in custody since 09.06.2025. The rigors of Section 37 of NDPS Act are not attracted. He has a permanent abode. There are no chances of his absconding. He is not involved in any other case of similar nature. The trial will take considerable time to conclude. It is, thus, urged that the petition deserves to be allowed.

4. Per contra, learned Assistant Advocate General, Punjab while supporting the pleas as taken in the status report has argued that keeping in view the gravity of the allegations as levelled against the petitioner, he does not deserve to be extended benefit of bail.

5. This Court has considered the rival submissions.

6. The petitioner along with the co-accused is alleged to have been found in conscious possession of 110 grams of heroin. He is in custody since 09.06.2025. He is not required for further investigation. The trial will take time to conclude as only 01 out of 19 witnesses have been examined so far. Taking into consideration the period spent by the petitioner in custody, the nature of the allegations as levelled against him, the fact that his continued detention is not going to serve any purpose and pre trial incarceration should not be a replica of post conviction

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sentencing, the petition is allowed and the petitioner is ordered to be admitted to bail subject to his furnishing personal as well as surety bonds to the satisfaction of learned trial Court/CJM/Duty Magistrate concerned.

7. It is, however, clarified that observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

19.12.2025
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(MANISHA BATRA)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No