



CRM-M-49936-2025

1

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

204

**CRM-M-49936-2025
Decided on :23.12.2025**

Gopal Rai

... Petitioner(s)

Versus

State of Haryana

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. V. K. Sandhir, Advocate for the petitioner.

Mr. P.K. Jhanda, Sr. DAG, Haryana.

SANJAY VASHISTH, J. (Oral)

1. Present petition has been filed under Section 483 of BNSS, seeking regular bail in case FIR No.50 dated 27.01.2025, under Sections 15C-27A-61-85 of NDPS Act, registered at Police Station Sadar Thanesar, District Kurukshetra.

2. Learned counsel for the petitioner submits that petitioner-Gopal Rai, is employed as a cleaner on the truck. Therefore, it cannot be said that petitioner had any direct role or interest in dealing with drugs, particularly without the knowledge of the driver and owner of the truck. In these circumstances, there are extremely remote chances of the petitioner being involved in the present case.

**CRM-M-49936-2025****2**

3. Learned counsel for the petitioner further submits that the accused against whom graver charges are framed are the owner and the driver of the truck. Co-accused, namely, Gordhan Singh @ Goverdhan Singh, who was named in the disclosure statement of co-accused Jaswinder Singh, was granted the concession of anticipatory bail by the co-ordinate Bench of this Court vide order dated 24.07.2025 in CRM-M-19562-2025. Another co-accused, Jaswinder Singh, who was nominated in the disclosure statement of Manjit Lal, was released on regular bail by the co-ordinate bench of this Court vide order dated 29.07.2025 in CRM-M-27453-2025 (A-2). Co-accused, Manjit Lal, who is the driver of the truck, has already been granted regular bail by this Court vide order dated 09.09.2025 in CRM-M-42222-2025 (A-1).

In view of the above, learned counsel for the petitioner submits that petitioner has no direct involvement in the alleged offence, and therefore, prays for the grant of bail.

4. Learned State counsel has filed status report by way of affidavit of Randhir Singh, HPS, Ladwa, Kurukshetra, in Court today. Same is taken on record. Registry is directed to tag the same at appropriate place with the paper-book.

5. Learned State counsel submits that petitioner's role in the present case, involving transportation of contraband, cannot be ignored merely because he was employed as a cleaner. Involvement of petitioner is under scrutiny. The fact that other co-accused have been granted bail is

**CRM-M-49936-2025****3**

based on their individual circumstances and cannot automatically entitle the petitioner to bail. Therefore, prays for dismissal of present petition.

6. I have heard learned counsel for the parties and have carefully perused the paper-book, along with the documents appended thereto, including the status report.

7. Considering the fact that petitioner is in custody since 27.01.2025, investigation is complete, and final report under Section 173 Cr.P.C. has already been filed. It is also noticed that pace of the trial proceedings is very slow, because none of the 16 prosecution witnesses has been examined so far. Petitioner's guilt, if any, will be determined during the trial.

In these circumstances, no useful purpose will be served by keeping the petitioner in custody any longer. Consequently, present petition is allowed. Petitioner is ordered to be released on bail, subject to his furnishing bail/surety bonds to the satisfaction of the learned trial Court/ Chief Judicial Magistrate/Illaq Magistrate/ Duty Magistrate concerned, if not required in any other case.

8. Any of the discussion done and recorded hereabove, shall not be construed as an expression of opinion on the facts of the case. Therefore, trial Court is expected to decide the case by taking an independent view, on the basis of evidence available on record, as expeditiously as possible in accordance with law.



CRM-M-49936-2025

4

9. It is further made clear that if, in future, the petitioner is found to be directly involved in similar activities, the prosecution would be at liberty to seek cancellation of bail.

10. Petition stands disposed of.

(SANJAY VASHISTH)
JUDGE

23.12.2025

Rashmi

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