

220 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

2025.PHHC.162414



CRM-M-50880-2025 (O&M)
Date of Decision: 20.11.2025

DAVINDER SINGH ... PETITIONER
VERSUS
STATE OF PUNJAB ... RESPONDENT

CORAM : HON'BLE MR. JUSTICE H.S.GREWAL

Present:- Mr. Nitin Narula, Advocate with
Mr. Sandeep Sharma, Advocate for the petitioner.

Mr. Rishabh Singla, A.A.G., Punjab.

H.S. GREWAL, J. (ORAL)

1. The petitioner is seeking regular bail under Section 483 of the Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023 in FIR No.144 dated 17.07.2023, under Section 21 of Narcotic Drugs and Psychotropic Substances Act, 1985 registered at Police Station Ajnala, District Amritsar Rural.

2. The case of the prosecution is that petitioner was found in possession of 310 gms of heroin and 287 gms of heroin has been recovered from his co-accused, namely Harpal Singh @ Bhalla who was the pillion rider of motor-cycle, while they were riding on their bullet motor-cycle.

3. Custody certificate dated 19.11.2025 filed by the State counsel has been taken on record showing the custody of the petitioner as 02 years, 04 months and 01 day.

4. Learned counsel for the petitioner submits that the petitioner is in custody for 02 years, 04 months and 01 day as on 19.11.2025. It is further

submitted that although, he is involved in another case under NDPS Act but

the recovery in that case is of a small quantity. Out of 22 prosecution witnesses, only 09 prosecution witnesses have been examined so far and 13 are yet to be examined.

5. Learned State counsel vehemently opposes the prayer for grant of regular bail to the petitioner on the ground of gravity of allegations.

6. I have heard the learned counsel for the parties and perused the record.

7. Keeping in view the fact that out of 22 prosecution witnesses, only 09 prosecution witnesses have been examined so far and 13 are yet to be examined, the petitioner has undergone actual custody for 02 years, 04 months and 01 day, the conclusion of trial is likely to take some more time and continuous detention of the petitioner would not serve the ends of justice. Keeping in view the facts and circumstances of the present case, this Court deems it a fit case to grant the concession of regular bail to the petitioner during the pendency of the trial.

8. Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bail bonds, surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate concerned.

(H.S.GREWAL)
JUDGE

20.11.2025

Janki

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No