



CRM-M-53909-2025

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

CRM-M-53909-2025

Date of Decision: 29.09.2025

ONKAR SINGH

..... Petitioner

Versus

STATE OF PUNJAB

..... Respondent

CORAM: HON'BLE MR. JUSTICE YASHVIR SINGH RATHOR

Present : Mr. G.S. Saggi, Advocate
for the petitioner.

Mr. Rahul Jindal, AAG, Punjab.

YASHVIR SINGH RATHOR, J. (Oral)

1. This is the first application under Section 483 of BNSS, 2023 for grant of regular bail in case FIR No. 0087, dated 12.07.2025, registered at Police Station Nupur Bedi, District Rupnagar, under Sections 22, 61 and 85 of NDPS Act, 1985 (Section 27 of NDPS Act added later on).

2. As per the prosecution case, the petitioner was apprehended by the police party on 12.07.2025 and 23 grams of intoxicant power has been recovered from his possession. Petitioner was arrested. Investigation is still pending and challan has not been presented.

3. Learned counsel for the petitioner has contended that FSL report has not been received till date and as such, it cannot be ascertained, whether the tablets allegedly recovered from the petitioner contained any narcotic substance or not and till the FSL report is received, he may be released on interim bail. In support of his contention, learned counsel for the petitioner has cited judgment dated 17.09.2025



passed by a Coordinate Bench of this Court in CRM-M-45968-2025 titled ***“Deepak Kumar alias Kalu vs. State of Punjab”***.

4. On the other hand, learned State counsel has not disputed the fact that FSL report has not been received till date.

5. The petitioner is in custody since 13.07.2025. The investigation is certainly going to take a long time to conclude. It is also not in dispute that FSL report has not been received till date and in these circumstances, it will be appropriate in case petitioner is released on interim bail till the FSL report is received.

6. Resultantly, the present petition is allowed and the petitioner is ordered to be released on interim bail, till the report of FSL is presented before the concerned Court, on his furnishing bail bonds and surety bonds to the satisfaction of learned Trial Court/Duty Magistrate concerned, on usual terms and conditions. On receipt of FSL report, the petitioner shall surrender before the trial Court and then apply for fresh bail. However, in addition to the conditions that may be imposed by the concerned trial Court / Duty Magistrate, the petitioner shall remain bound by the following conditions :-

- (i) *The petitioner shall not mis-use the liberty granted.*
- (ii) *The petitioner shall not tamper with any evidence, oral or documentary, during the trial.*
- (iii) *The petitioner shall not absent himself on any date before the trial.*
- (iv) *The petitioner shall not commit any offence while on bail.*
- (v) *The petitioner shall deposit his passport, if any, with the trial Court.*



(vi) *The petitioner shall give his cellphone number to the Investigating Officer/SHO of concerned Police Station and shall not change his cell-phone number without prior permission of the trial Court/Illaqa Magistrate.*

(vii) *The petitioner shall not in any manner try to delay the trial.*

(viii) *The petitioner shall submit, on the first working day of every month, an affidavit, before the concerned trial Court, to the effect that he has not been involved in commission of any offence after being released on bail. In case the petitioner is found to be involved in any offence after his being enlarged on bail in the present FIR, on the basis of his affidavit or otherwise, the State is mandated to move, forthwith, for cancellation of his bail which plea, but of course, shall be ratiocinated upon merits thereof.*

7. In case of breach of any of the aforesaid conditions and those which may be imposed by concerned trial Court/Duty Magistrate as directed hereinabove or upon showing any other sufficient cause, the State/complainant shall be at liberty to move cancellation of bail of the petitioner.

8. Nothing said hereinabove shall be construed as an expression of opinion on the merits of the case.

9. Since the main case has been decided, pending miscellaneous application, if any, shall also stands disposed off.

(YASHVIR SINGH RATHOR)
JUDGE

29.09.2025
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Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No