



CRM-M-57190-2024 and CRM-M-65287-2024

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

211

CRM-M-57190-2024

Ravinder Pal Singh @ Ravi

.....Petitioner

Versus

U.T. of Chandigarh

.....Respondent

211-2

CRM-M-65287-2024

Pawan Preet Singh

.....Petitioner

Versus

U.T. of Chandigarh

.....Respondent

Decided on: 19.03.2025

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Sant Pal Singh Sidhu, Advocate for the petitioner
(CRM-M-57190-2024).

Mr. Sushil Sheoran, Advocate for the petitioner
(CRM-M-65287-2024).

Mr. Manish Bansal, P.P., U.T. Chandigarh with
Ms. Diksha Sharma, Advocate
for respondent/U.T. Chandigarh.

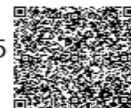
SANJAY VASHISTH, J.

1. By way of this order, the aforesaid petitions are being disposed of as the same are arising from common FIR.
2. Present petitions have been filed by the petitioners namely; Ravinder Pal Singh @ Ravi and Pawan Preet Singh, seeking regular bail in case FIR No.115 dated 28.07.2023, under Sections 21 of NDPS Act

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(Sections 22/27A/29 of NDPS Act were added later on), registered at Police Station South Sector 34, Chandigarh.

3. As per the case of the prosecution, on 27.07.2023, accused namely-Shubham Jain was apprehended by police while he was carrying two separate polythene bags and from those polythene bags 70 gms of Heroin and 108 gms of Amphetamine (ICE) were recovered respectively. On the basis of disclosure statement of accused namely, Shubham Jain, the name of one Puneet Kumar was arrayed as an accused. When co-accused; Puneet Kumar was arrested, he named another co-accused namely; Pawan Preet (petitioner in CRM-M-65287-2024). From possession of Puneet Kumar one country-made pistol .32 bore, with five live cartridges were recovered and on the arrest of co-accused Pawan Preet Singh, recovery of 22.96 gms of Heroin was effected. Co-accused Pawan Preet Singh also disclosed the name of another co-accused Ravinder Pal Ravi (petitioner in CRM-M-57190-2024) and it is thereupon the statement of Ravinder Pal @ Ravi was recorded and consequently, another co-accused namely Jagjeet Jagga was arrested in the case. As per disclosure statement of Ravinder Pal @ Ravi, he used to purchase drugs from Jagjeet Jagga, who is already serving sentence inside jail in some other case. After the arrest of co-accused Jagjeet Jagga name of one Chandan was involved in the case upon the disclosure statement of Jagjeet Jagga and in sequence thereon co-accused Chandan and Money Kalra were also arrested. From the possession of co-accused namely; Chandan, an amount of Rs. 78,38,200/-, alleged to be drug

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money, and 107.52 gms of Heroin was recovered. And from the possession of Money Kalra, who allegedly is the actual Hawala operator, one currency note of Rs.10, duly signed by him was taken into possession.

4. While arguing the present petitions, Mr. S.P.S. Sidhu, Advocate for petitioner-Ravinder Pal Singh @ Ravi, submits that, except of the disclosure statement, there is no other admissible evidence available with the prosecution. The chances of succeeding of the prosecution qua petitioner and that too only on the basis of the disclosure statement are very weak. Further submits that petitioner is inside jail since 08.08.2023 and final report under Section 173 Cr.P.C. (Section 193 of BNS) was submitted on 19.01.2024 and thereupon charges were framed on 13.08.2024 and next date fixed before learned trial Court is 07.04.2025, but till date process of recording of statement of prosecution witnesses has not started. Thus, submits that without there being any substantive and admissible evidence, liberty of the petitioner cannot be curtailed for an indefinite period and that too, there being no progress in the trial. He further adds that petitioner is never found involved in any other similar activity and therefore, his involvement in the present case without proving the allegations should be considered as highly doubtful. Thus, he prays for grant of bail.

5. Mr. Sushil Sheoran, Advocate representing petitioner namely; Pawan Preet Singh (in CRM-M-65287-2024) submits that petitioner-Pawan Preet Singh is in custody since August 2023, however,



he is not in the position to dispute that before the involvement of the petitioner in the present case, he is already involved in other two cases under the provisions of NDPS Act. Also, counsel is unable to dispute the fact that prosecution has shown recovery of 22.96 gms of Heroin from him in pursuance of his disclosure statement.

It is further argued that even if total recovery of Heroin is considered, it would be less than the maximum of non-commercial quantity, which is 250 gms. However, there is no denial that recovery of 108 gms of Amphetamine, which was recovered from the main accused namely; Shubham Jain, falls under the category of commercial quantity.

6. Mr. Manish Bansal, P.P., U.T., Chandigarh, filed custody certificates of the petitioners and confirms the custody period as stated by the counsel for the petitioners. Same are taken on record. Registry is directed to tag the same at appropriate place with the paper-book(s).

7. From perusal of custody certificate, it is established that the petitioner-Pawan Preet Singh, is accused in two cases under the provisions of NDPS Act, apart from the offences under IPC and Arms Act, details of which are as under:

1)

(i)	FIR No./Date/Under Section/Police Station	FIR No.164 dated 09.12.2021, u/s 399/402 IPC, Police Station-Kulgarhi(PB).
ii)	Whether he is in jail in custody warrant/production warrant	Production warrant received on 11.10.2023
Iii)	Actual custody in this case as under trial	Already on bail in this case vide order of Sh. Naval Kumar, Addl. Sessions Judge-II, Ferozepur (PB) on 03.03.2025.

2.

(i)	FIR No./Date/Under	FIR No.190 dated 07.11.2021, under
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	Section/Police Station	Sections 21-29-61-85 of NDPS Act, Police Station Kulgarhi (PB.)
ii)	Whether he is in jail in custody warrant/production warrant	Production warrant received on 02.11.2023
Iii)	Actual custody in this case as under trial	Case pending in the Hon’ble Court of Sh. Kewal Krishan, Addl. Sessions Judge-II, Ferozepur (PB)

3.

(i)	FIR No./Date/Under Section/Police Station	FIR No.05 of 2023, under Section 25/54/59/29 Arms Act, Police Station-GRP Ludhiana (PB)
ii)	Whether he is in jail in custody warrant/production warrant	Judicial Warrant received on 17.01.2024
Iii)	Actual custody in this case as under trial	Case pending in the Hon’ble Court of Sh. Sumit Makkar ACJM Ludhiana (PB) for 25.03.2025

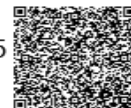
4.

(i)	FIR No./Date/Under Section/Police Station	FIR No.23 of 2021, under Sections 21/21-B/29 of NDPS Act, Police Station City Moga(PB)
ii)	Whether he is in jail in custody warrant/production warrant	Production warrant received on 13.11.2024
Iii)	Actual custody in this case as under trial	Case pending in the Hon’ble Court of Sh. Bishan Saroop, Addl. Sessions Judge, Moga (PB)

8. Learned counsel for respondent/U.T. argued that infact it is a big racket and the members of it are spoiling the life of youth in the city, however, he is not in a position to deny the fact that both the petitioners are inside jail for the period of last more than one year and three months and process of recording of statement, is yet to start.

 It is also not disputed that nothing has been recovered from accused Ravinder Pal Singh alias Ravi in pursuance of disclosure statement.

9. Considering the circumstances in its entirety, this Court finds that Petitioner-Ravinder Pal Singh alias Ravi deserves the



concession of bail, mainly for the reason that his name was disclosed by co-accused Pawan Preet Singh and after arresting petitioner-Ravinder Pal Singh @ Ravi, nothing was recovered in pursuance of the disclosure statement given by him. **Thus, this Court deems it appropriate to consider the plea of the petitioner-Ravinder Pal Singh (in CRM-M-57190-2024). Petition i.e. CRM-M-57190-2024 is allowed.** Petitioner-Ravinder Pal Singh alias Ravi is ordered to be released on bail in this case, subject to his furnishing bail/surety bonds to the satisfaction of the learned Trial Court/ Chief Judicial Magistrate/ Illaqa Magistrate/ Duty Magistrate concerned, if not required in any other case.

Besides, it is directed that petitioner- Ravinder Pal Singh alias Ravi would submit his passport to Ld. Court concerned, if he possesses. Otherwise, would submit an affidavit, disclosing the fact that he does not possess any passport.

It is also directed that before leaving country at any time during trial, petitioner would seek prior permission of the Court.

10. It is further made clear that if, in future, petitioner is found directly indulged in similar kinds of activities, this order shall be deemed to be cancelled.

11. **Learned counsel for Petitioner-Pawan Preet Singh, does not want to press the present petition i.e. CRM-M-65287-2024, at this stage.**

Accordingly, petition i.e. CRM-M-65287-2024 is disposed of as not pressed.

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12. The observation made here-in-above shall not be construed as an expression on the merits of the case and the Trial Court shall decide the case on the basis of evidence available on record.

13. A photocopy of this order be placed on the file of another connected case.

(SANJAY VASHISTH)
JUDGE

March 19, 2025
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Whether Speaking/Reasoned: **YES/NO**
Whether Reportable: **YES/NO**