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

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CRM-M-56744-2025 (O&M)
Date of decision : 11.11.2025

Karan**...Petitioner**

Versus

State of Punjab**...Respondent****CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA**

Present:- Mr. Sunil Kumar Rohilla, Advocate
for the petitioner.

Mr. Vivek Sharma, AAG, Punjab.

MANISHA BATRA, J. (Oral)

1. Prayer in this petition, filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, is for grant of regular bail to the petitioner in FIR No. 154 dated 04.07.2025, registered under Sections 21(b), 27A and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (*for short 'NDPS Act'*) at Police Station Shahkot, District Jalandhar.

2. As per the allegations, on 04.07.2025, 26 grams of heroin and drug money of Rs.22,000/- was recovered from the conscious possession of the petitioner, when he was apprehended by a police party in the area of under bridge national highway near petrol pump at Shahkot. He was formally arrested at the spot. Investigation is still going on. The petitioner had filed an application for grant of regular bail before the Court of learned Judge, Special Court, Jalandhar but the same was dismissed, vide order dated 12.09.2025.

3. Learned counsel for the petitioner has submitted that he has been

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falsely implicated in this case. In fact, the alleged recovered contraband was planted on him. He is not involved in any other case under the NDPS Act. Even otherwise, the quantity of the recovered contraband does not fall under commercial quantity, being 26 grams. The petitioner is in judicial custody since 04.07.2025. Trial will take time as even investigation is still pending. No useful purpose would be served by keeping him in custody anymore. Therefore, it is urged that the petition deserves to be allowed and the petitioner deserves to be released on regular bail.

4. Status report along with the custody certificate of the petitioner has been filed by the respondent-State. It is submitted by learned State counsel that keeping in view the gravity of the allegations levelled against the petitioner and his criminal antecedents, he is not entitled to get benefit of bail. Hence, it is urged that the petition is liable to be dismissed.

5. This Court has heard the matter.

6. The petitioner is in custody since 04.07.2025. The quantity of the contraband allegedly recovered from him does not fall under commercial quantity. He is not involved in any other case under the NDPS Act. Investigation is still pending, which means it will take time for presentation of *challan* and then in conclusion of trial. Keeping in view the aforesaid facts, this Court is of the considered opinion that no useful purpose would be served by keeping him in custody anymore. Accordingly, the present petition is allowed. The petitioner is ordered to be released on regular bail, subject to his furnishing personal/surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned. However, it will be open for the prosecution to apply for cancellation of bail in case the petitioner is found involved in any other

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subsequent case.

7. It is made clear that any observation made herein above is only for the purpose of deciding the present petition and the same shall have no bearing on the merits of the case.

11.11.2025
Waseem Ansari

(MANISHA BATRA)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>