



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

CRM-M-59179-2024

Date of Decision:23.05.2025

Satvinder Singh alias Satwinder Singh
alias Nikka

...Petitioner

vs.

State of Punjab

...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Satnam Singh Gill, Advocate
 for the petitioner.

Mr.M.S.Bajwa, Deputy Advocate General, Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the second petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 with a prayer to grant regular bail to him in case FIR No.66 dated 19.10.2023 registered under Section 15 of NDPS Act, at Police Station Bakhshiwala, District Patiala.

2. As per case of the prosecution, on 19.10.2023, the police party was present near Samadh of Baba Shahid village Dadhera on main Nabha-Patiala road and was holding a naka. At about 2.50 am, one car came from Patiala side in high speed which was signaled to stop. The driver of the car on seeing the police party slowed down its speed and tried to turn back the car but the car stopped. The police party apprehended the accused and on enquiry, they disclosed their names as Satwinder Singh @ Nikka and Sinder Kaur wife of late Chamkaur Singh. On search of car, 60 kgs of poppy husk was allegedly recovered from three plastic bags.

3. Learned counsel for the petitioner contends that the petitioner has been falsely involved in the present case by the police officials due to some ulterior motive. He further submits that no recovery has been effected from the possession of the petitioner. He further contends that the petitioner is not involved in any other criminal activity. The petitioner is in custody since 19.10.2023 and the final report under Section 173 Cr.P.C. has already been presented against him. Trial is likely to take long time. No useful purpose will be served by further detention of the petitioner in custody. Thus, it is prayed that he may be released on regular bail. In support of his contentions, learned counsel for the petitioner has relied upon judgments in (i) **CRM-M-37684-2021, Balwinder Singh vs. State of Punjab**, decided on 14.02.2022; (ii) **CRM-M-8212-2022, Tajinder Singh vs. State of Punjab**, decided on 03.03.2022 and (iii) **CRM-M-35186-2016, Manjit Kaur @ Jeeto vs. State of Punjab**, decided on 01.12.2016.

4. On the other hand, learned counsel for the State vehemently opposed the submissions made by learned counsel for the petitioner. However, he fairly conceded the fact that petitioner is not involved in any other criminal activity.

5. Keeping in view the facts and circumstances of the case, custody period of the petitioner and also the fact that the quantity of alleged contraband is marginally above the 'commercial quantity', but without commenting on merits of the case, I am of the considered view that the petitioner deserves the concession of regular bail.

6. Therefore, the petition is allowed and the petitioner is ordered to be released on regular bail on furnishing of bail/surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate concerned.

23.05.2025
hemlata

(N.S.SHEKHAWAT)
JUDGE

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