



IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH

215

CRM-M-58459-2025 (O&M)

Date of decision: 16.12.2025

Rajiv Kumar @ Raju

...Petitioner(s)

VERSUS

State of Haryana

...Respondent(s)

**CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ**

Present :- None.

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**VINOD S. BHARDWAJ, J. (Oral)**

1. The instant first petition has been filed for grant of regular bail to the petitioner(s) in case bearing FIR No.164 dated 07.08.2025, registered under Section(s) 18(b) and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Ismailabad, District Kurukshetra.
2. Lawyers are abstaining from work on account of a call from the High Court Bar Association.
3. It is evident from a perusal of the case file that the FIR in the present case was registered on the basis of a secret information to the effect that one Shivgan @ Balli and Jaswinder @ Sammi had been indulging in the business of selling of Opium and in case they were to be apprehended, contraband could be recovered. A blockade was accordingly set up and above said persons were apprehended. On carrying out their search, while no recovery was effected from person of both the accused, however, it was noticed that a white coloured heavy *parna* had been kept between Shivgan



@ Balli and Jaswinder @ Sammi on the motorcycle seat. The same was opened wherefrom two 2 kgs 660 grams of opium was recovered and the instant case was accordingly registered.

4. The disclosure statements of said accused, namely, Shivgan @ Balli and Jaswinder @ Sammi, were recorded to the effect that they are suppliers of opium and they had sold approximately 500 grams of opium to the petitioner. Hence, the petitioner was nominated as an accused in the instant case. It is averred in the petition that no recovery of any contraband has been effected from the petitioner and that he has been nominated as an accused only on account of a monetary transaction of Rs.22,000/- with the said accused persons. It is averred that the petitioner is not involved in any other criminal case and he has been in custody since 09.08.2025. It is averred that investigation in the present case has yet not been concluded and the conclusion of trial shall take a long time. It is further averred that one of the co-accused, who was also nominated as an accused in the present case on the disclosure statement of the said co-accused, has already been granted interim bail by this Court vide order dated 29.09.2025 passed in CRM-M-52748-2025.

5. SI Sanjay, who is present in Court, does not dispute the aforesaid factual aspects and admits that the petitioner is not involved in any other case.

6. Having gone through the record and having heard SI Sanjay and taking into consideration the clean antecedents of the petitioner, recovery of contraband, period of actual custody undergone as well as the



215 CRM-M-58459-2025 (O&M)

stage of the case coupled with the fact that one of the similarly placed co-accused has already been granted the concession of interim bail by this Court and bearing in mind that the conclusion of the trial is likely to take a long time, I deem it fit to allow the instant petition.

7. Accordingly, the instant petition is allowed and the petitioner is ordered to be admitted to regular bail subject to his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Illaqa Magistrate concerned.

8. It is made clear that the petitioner shall not extend any threat and shall not influence any prosecution witness in any manner directly or indirectly.

9. The observation made hereinabove 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 available material.

(VINOD S. BHARDWAJ)  
JUDGE

16.12.2025  
Mangal Singh

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