



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

208

CRM-M-60455-2025
Date of decision: 08.12.2025

Aman Kalyan

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Gurvinder Pal Singh Gujral, Advocate for the petitioner
Ms. Sakshi Bakshi, AAG, Punjab.

MANISHA BATRA, J (ORAL):-

Through the instant petition under Section 482 of the Bharatiya
Nagarik Suraksha Sanhita, 2023 (for short 'BNSS'), the petitioner seeks
anticipatory bail in case FIR No.221 dated 28.08.2025 registered under
Sections 21 and 29 of the Narcotic Drugs and Psychotropic Substances Act,
1985 (for short 'NDPS Act') at Police Station Samrala, Ludhiana.

2. Vide order dated 30.10.2025 passed by this Court, the petitioner
was released on interim bail and was directed to join investigation.

3. Learned State counsel filed short reply dated 08.12.2025. The
same is taken on record. She further, on instructions from ASI Mukhtiar Singh
states that the petitioner has joined the investigation on 03.11.2025 and his
custodial interrogation is required to ascertain the source from whom he had
procured heroin and to supply it to the co-accused.



4. In view of the fact that the petitioner has already joined the investigation and given the nature of allegations, this Court is of the considered opinion that pre-trial incarceration of the petitioner is not required. It is well settled proposition of law that pre-trial incarceration should not be a replica of post-conviction sentencing. Taking into consideration the above discussed facts, but without meaning to make any comment on the merits of the case, the petition is allowed and the order dated 30.10.2025 granting interim bail to the petitioner is made absolute, subject to compliance of conditions laid down in Section 482(2) of BNSS.

5. Since the main petition has been disposed of, pending application, if any, is rendered infructuous.

[MANISHA BATRA]
JUDGE

08th December, 2025
Amit Sharma

1. Whether speaking/ reasoned	:	Yes / No
2. Whether reportable	:	Yes / No