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

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**CRM-M-62326-2025 (O&M)
Date of decision: 12.11.2025**

Raman Kumar**...Petitioner****Versus****State of Punjab****...Respondent****CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA**

Present:- Mr. Kanwaljeet Singh Brar, Advocate
for the petitioner.

Ms. Sakshi Bakshi, 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. 354 dated 16.08.2025, registered under Sections 21-B and 27-A of the Narcotic Drugs and Psychotropic Substances Act, 1985 (*for short 'NDPS Act'*) and Section 111 of BNS, 2023 at Police Station City Faridkot, District Faridkot.

2. Brief facts of the case relevant for the disposal of the present petition are that on 16.08.2025, the petitioner was apprehended by a police party and recovery of 10 grams of heroin and drug money of Rs. 28,400/- was effected from him. He was formally arrested at the spot. Since then, he is in custody. Investigation has since been completed and challan has been filed. He had moved an application before the learned trial Court for grant of regular bail but the same had been dismissed, vide order dated 16.10.2025.

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3. Learned counsel for the petitioner has submitted that he has been falsely implicated in this case. In fact, the alleged recovered contraband was planted on him. He is not involved in any other case and has clean antecedents. The ingredients of Section 111 of BNS, 2023 are not made out against him as he has no other case registered against him. Even otherwise, the quantity of the recovered contraband does not fall under commercial quantity, being 10 grams. The petitioner is in judicial custody since 16.08.2025. Trial will take considerable time to conclude. 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. 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, 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 16.08.2025. The quantity of the contraband allegedly recovered from him does not fall under commercial quantity. It is a debatable question as to whether the ingredients of Section 111 of BNS, 2023 are made out against the petitioner or not? Investigation has since been completed and challan has been filed. Conclusion of trial is likely to take time. The petitioner is not shown to be involved in any other case. Keeping in view the aforesaid facts, this Court is of the considered

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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 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.

12.11.2025
Waseem Ansari

(MANISHA BATRA)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No