

2025:PHHC:100801



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

CRM-M-63177-2024
Date of Decision: 06.08.2025

Babbu Singh ... Petitioner

Versus

State of Punjab ...Respondent

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Gurpal Singh Sandhu, Advocate
for the petitioner.
Ms. Simran Gorla, AAG, Punjab.

Rajesh Bhardwaj, J. (ORAL)

1. Petitioner has approached this Court by way of present petition praying for granting regular bail in case FIR No.292 dated 20.12.2022 under Section 22(c) of the Narcotic Drugs and Psychotropic Substances Act, 1985 registered at Police Station Lambi, District Sri Muktsar Sahib (Annexure P-1).
2. Succinctly, facts of the case are that on 20.12.2022, the police party while on patrolling reached at T-point Badal Road in the area of village Bidowali then on the left side of the road two youngsters were sitting and searching something from the transparent plastic bag. On suspicion, police party stopped their vehicle and apprehended both the youngsters. On asking, they disclosed their names as Sandeep Singh @ Seepa and Babbu Singh (petitioner). They were suspected to be carrying some contraband and on conducting search of their plastic bag total 100 strips each containing 10 intoxicant tablets (total 1000 tablets of Cypremal-100 SR containing salt Tramadol Hydrochloride) were recovered. They failed to produce any licence

regarding the possession of the same and thus, the FIR was registered and they were arrested on spot. Samples taken were then sent to the FSL. On registration of the FIR, the investigation commenced. On receiving the report from the FSL, the challan was presented. On framing of charges, the trial commenced. The petitioner approached the Court of learned Additional Sessions Judge, Sri Muktsar Sahib praying for grant of regular bail. However, after hearing both the sides, the learned Court finding no merit in the same, dismissed the bail application filed by the petitioner vide order dated 08.09.2023. Hence, the petitioner has approached this Court praying for grant of regular bail by way of filing the present petition.

3. Learned counsel for the petitioner, at the outset, prays for the grant of bail to the petitioner on the basis of parity with that of the co-accused, namely, Sandeep Singh. He has drawn the attention of this Court to the order dated 19.05.2025 passed in CRM-M-63773-2024, whereby, co-accused Sandeep Singh has been granted regular bail by this Court. He has submitted that the case of the petitioner is at par with the said co-accused. He submits that the petitioner is in custody since 20.12.2022. He submits that the petitioner is involved in four other cases, however, in three cases he is on bail and in fourth case he has already undergone the sentence. He submits that on the basis of the parity, the petitioner deserves to be granted bail as the case of the petitioner is similar to that of the said co-accused, who has already been granted bail.

4. Learned State counsel has endorsed the factum of grant of bail to the co-accused of the petitioner as stated above and has not denied that the petitioner is at par with the co-accused, namely, Sandeep Singh. She has placed on record the custody certificate of the petitioner.

5. After hearing learned counsel for the parties and perusing the record, it is deciphered that the petitioner is behind bars since 20.12.2022. Co-accused, namely, Sandeep Singh is on bail and the case of the petitioner as stated is at par with him. As per custody certificate, the petitioner has suffered incarceration of 02 years, 07 months & 14 days as on 05.08.2025. It further reflects that the petitioner is involved in four other cases, however, in three of the cases he is on bail and in fourth case he has already undergone the sentence.

6. This Court would refrain itself from commenting anything on the merits of the case. Keeping in view the arguments raised by both the sides, this Court is of the opinion that learned counsel for the petitioner succeeds in making out a case for grant of regular bail to the petitioner on the basis of parity. Accordingly, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate.

7. Nothing said herein shall be treated as an expression of opinion on the merits of the case.

06.08.2025

Parveen Kumar

(RAJESH BHARDWAJ)
JUDGE

Whether Speaking/Reasoned :	Yes/No
Whether Reportable :	Yes/No