

2025:PHHC:157458



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

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**CRM-M No.62729 of 2025
Date of Decision: 13.11.2025**

Narinder Singh @ Kalu

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Nirmaljeet Singh Sidhu, Advocate,
for the petitioner.

Mr. Roshandeep Singh, AAG, Punjab,
for the respondent-State.

MANISHA BATRA, J. (Oral)

1. The petitioner is seeking indulgence of this Court by filing the present petition under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (For short "BNSS") for grant of regular bail in case arising out of FIR No.136 dated 29.06.2018 registered under Sections 22 and 25 of Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'NDPS Act') at Police Station Sangat, District Bathinda, on the allegations that on 29.06.2018, he along with the co-accused was found in conscious possession of 1150 vials of Onerex containing salt Codeine Phosphate which falls under the commercial category.

2. The petitioner had been extended benefit of regular bail vide order dated 15.10.2020 passed by this Court in CRM-M No.48866 of

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2019. He absented himself on 27.02.2025 due to which his bail was cancelled and bonds were forfeited to the State. Warrants of arrest were issued against him. He moved an application for anticipatory bail before the trial Court which was dismissed by order dated 18.03.2025. It is submitted that he had been arrested in another case bearing FIR No.429 of 2025 registered at Police Station Hanumangarh, Rajasthan and was taken into custody. His production warrants were got issued in this case for 30.07.2025 and he was arrested. He moved an application for regular bail before the learned trial Court which has been dismissed vide order dated 22.09.2025.

3. It is argued by learned counsel for the petitioner that his absence on 27.02.2025 was not intentional but due to the reason that he was suffering from spine back pain. He filed an application for anticipatory bail immediately thereafter but the same had been dismissed by the learned trial Court. He could not surrender before the trial Court as he had been taken into custody in some other case. He is now in custody since 30.07.2025. His further incarceration would not serve any useful purpose. It is, therefore, urged that he deserves to be released on bail.

4. Notice of motion.

5. Mr. Roshandeep Singh, AAG, Punjab has advance notice of the petition and has argued that the case is at its fag end. The petitioner had jumped concession of bail and, therefore, it is urged that he does not deserve to be released on bail.

6. This Court has considered the rival submissions.



7. Taking into consideration the period spent by the petitioner in custody, the fact that he had previously been extended benefit of bail and also that he had been taken into custody in some other case which can be sufficient reason for his non-appearance after 18.03.2025, this Court is of the considered opinion that the petition deserves to be allowed. Accordingly, the same is allowed and the petitioner is ordered to be admitted to bail subject to his furnishing personal bonds as well as surety bonds by two sureties in the like amount each to the satisfaction of learned trial Court/CJM/Duty Magistrate concerned.

8. It is, however, clarified that observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

13.11.2025
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(MANISHA BATRA)
JUDGE

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