



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

212

CRM-M-63108-2025
Date of decision: 14.11.2025

NARENDER

.....Petitioner

VERSUS

STATE OF HARYANA

.....Respondents

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

Present: - Mr. Nitin Gupta, Advocate
for the petitioner.

Ms. Chhavi Sharma, Asstt. A.G. Haryana
for the respondent-State.

VINOD S. BHARDWAJ, J. (Oral)

The instant petition has been filed under Section 483 of The Bharatiya Nagarik Suraksha Sanhita, 2023, for the grant of regular bail in case bearing FIR No. 348 dated 12.08.2025, registered under Section(s) 20(b)(ii)(B), of the NDPS Act, 1985 (Section 29 of the NDPS Act, 1985 was added later on) at Police Station City Bhiwani, District Bhiwani.

2. Briefly summarised, the case of the prosecution is that on 11.08.2025, SI Baljeet Singh received secret information that Vinod, son of Bharat Singh, resident of Mehri, District Churu (Rajasthan), was selling “Ganja” and was present in an electric E-rickshaw at the gate of New Grain Market, Bhiwani. Acting on this input, the police conducted a raid and

apprehended Vinod, who attempted to flee on seeing the police. An independent witness, Virender, was joined. In the presence of the DSCO, Mukesh Kumar Yadav, a search of the E-rickshaw led to the recovery of 1 kg 76 grams of “Ganja” from the driver’s footrest. Vinod was arrested, and during interrogation, he disclosed that he had purchased the contraband from Narender at the Mehri bus stand. On 24.08.2025, Narender was arrested and, during interrogation, made a disclosure statement admitting his involvement and identifying the places where he had supplied Vinod and procured the contraband.

3. Learned counsel appearing on behalf of the petitioner submits that the alleged recovery of 1 kg 76 grams of “Ganja” was effected solely from co-accused Vinod Singh, and that the petitioner has been nominated as an accused only on the basis of Vinod’s disclosure statement and no contraband or any other incriminating material has been recovered from the petitioner. It is further contended that the petitioner has been in custody since 04.08.2025, the investigation already stands concluded, and the charge was framed on 03.11.2025. Moreover, out of the 14 witnesses cited by the prosecution, none has been examined till date and as such the trial is likely to take a long time to conclude.

4. Counsel for the respondent-State on the other hand contends that the main accused-Vinod Singh from whom the contraband had been recovered had made a disclosure statement of having procured the aforesaid recovered contraband from the petitioner. She, however, does not dispute that the quantity is non-commercial and that no recovery has been effected from the petitioner. It is also not in dispute that the petitioner has no other involvement

in any case under the NDPS Act, and although he was previously convicted in a matter under the POCSO Act, the sentence in that case already stands suspended.

5. I have heard learned counsel appearing on behalf of the respective parties.

6. In view of the facts noted above, and taking into consideration the period of custody undergone, the absence of any recovery from the petitioner, his non-involvement in any other offence under the NDPS Act, his age of 29 years, as well as the stage of the trial which is likely to take considerable time to conclude, I deem it appropriate to enlarge the petitioner on regular bail to the satisfaction of the trial Court.

7. The instant petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing requisite bail bond/surety bond to the satisfaction of the trial Court/Duty Magistrate, concerned.

8. It is made clear that the petitioner shall not extend any threat and shall not influence any prosecution witnesses 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.

NOVEMBER 14, 2025

Vishal Sharma

(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No