

2025:PHHC:165040



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

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CRM-M-65369-2025

Date of decision: 27.11.2025

GUDHAWAR SINGH

..PETITIONER

VS.

STATE OF PUNJAB

..RESPONDENT

CORAM: HON'BLE MR. JUSTICE H.S. GREWAL

Present: Mr. Ajit Singh, Advocate with
Mr. Tushar Wadhwa, Advocate for the petitioner.

Mr. Parneet Singh Pandher, Asstt. AG, Punjab.

H.S. GREWAL, J.(ORAL)

1. This is a petition for regular bail filed under Section 483 of BNSS for grant of regular bail to the petitioner in case FIR No. 241 dated 20.12.2017 under Section 22, 61, 85 of the Narcotic Drugs & Psychotropic Substances Act, 1985, registered at Police Station Doraha, Police District Khanna, District Ludhiana.

2. The brief facts of the case are that while facing trial under Section 22, 61, 85 of the Narcotic Drugs & Psychotropic Substances Act, 1985, the petitioner was declared a proclaimed offender vide order dated 03.10.2018 and was subsequently arrested on 15.05.2025. The petitioner states that his co-accused has already been acquitted during the trial. Therefore, he seeks bail on the ground



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that he is also likely to be acquitted. The petitioner is in custody for the last 8 months and 18 days and he is not involved in any other case.

4. Learned State counsel vehemently opposes the prayer made by the learned counsel for the petitioner. He has filed the custody certificate dated 26.11.2025 of the petitioner in the Court today and the same is taken on record. As per the custody certificate, the petitioner is in custody for the last 08 months and 18 days.

5. I have heard the submissions made by the parties and gone through the record.

6. Keeping in view the above facts and circumstances, the petitioner was declared proclaimed offender and was arrested on 15.05.2025, since the trial against the petitioner is yet to commence and it will take considerable time to conclude, no useful purpose would be served for further incarceration of the petitioner. As the petitioner is in custody for the last 08 months and 18 days; continuous detention of the petitioner would not serve the ends of justice. Keeping in view the facts and circumstances of the present case, this Court deems it a fit case to grant the concession of regular bail to the petitioner during the pendency of the trial.

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7. Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bail bonds, surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate concerned.

8. It is clarified that if on bail so granted through the instant order, the petitioner is found indulging in any other criminal case it shall be open to the State to seek cancellation of his bail.

November 27, 2025
Poonam Sharma

(H.S. GREWAL)
JUDGE

Whether speaking/reasoned Yes/No

Whether Reportable Yes/No