



CRM-M-65446-2025

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

**CRM-M-65446-2025
Decided on : 27.11.2025**

Rinku

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Ms. Manjot Kaur, Advocate for the petitioner.

Mr. Bareen Pratap Singh, AAG Punjab

SANJAY VASHISTH, J. (ORAL)

1. Petitioner-Rinku has filed instant petition under Section 483 of BNSS, 2023 (earlier Section 439 Cr.P.C.), seeking regular bail in case FIR No. 32, dated 24.03.2025 under Section 22 of NDPS Act (Section 29 of NDPS Act added later on), registered at Police Station Passiana, District Patiala.

2. The allegation against the petitioner is that on seeing the police party, the petitioner had thrown the polythene bag containing 190 intoxicating tablets, which later on were found containing the salt of Buprenorphine Hydrochloride. Pointing out the finding recorded in paragraph No. 6 of the impugned order, counsel submits that total weight of the salt of Buprenorphine Hydrochloride was found to be 21.09 grams, categorizing the tablets under the “commercial quantity.” Learned counsel for the petitioner argues that it is marginally more than 20 gms which is maximum non-commercial quantity and the petitioner is inside the jail for the last about 07 months and 03 days, and, thus, prays for grant of regular bail.

3. On the other hand, learned State counsel files custody certificate and confirms the fact that the petitioner is inside the jail for the last more than 07



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months. He also confirms that the total salt recovered from the intoxicating tablets is found to be 21.09 grams. He also confirms that the maximum non-commercial quantity as per schedule is 20 grams and he is not in a position to dispute that the recovered salt from the tablets is marginally above to the maximum of non-commercial quantity.

4. The Court has also perused the order dated 16.06.2025 passed in CRM-M-32172-2025 (Annexure P-3), whereby alleged supplier of the said tablets, i.e. Balwinder Singh @ Binder Singh, has been granted the concession of regular bail by Coordinate Bench this Court. The process of recording of the statements of the witnesses is yet to start, therefore, the petitioner can not be detained in custody for an indefinite period of time.

5. Accordingly, prayer made in the present petition is allowed. Petitioner is ordered to be released on bail, subject to his furnishing bail/surety bonds to the satisfaction of the learned trial Court/ Chief Judicial Magistrate/ Illaqa Magistrate/ Duty Magistrate concerned, if not required in any other case.

6. Needless to observe that the petitioner shall not extend any threat and shall not influence any prosecution witness in any manner directly or indirectly.

7. Any of the discussion done and recorded here above, shall not be construed as an expression of opinion on the facts of the case. Therefore, trial Court is expected to decide the case by taking an independent view, on the basis of evidence available on record, as expeditiously as possible, in accordance with law.

8. Petition stands disposed of.

November 27, 2025

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**(SANJAY VASHISTH)
JUDGE**

Whether Speaking/Reasoned: YES/NO
Whether Reportable: YES/NO