



CRM-M-68475-2025

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

CRM-M-68475-2025

Date of decision: 10.12.2025

ANGREJ SINGH @ GAGGI

...PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Karanjeet Singh Brar, Advocate for the petitioner.

Mr. Raj Karan Singh, AAG, Punjab.

RAJESH BHARDWAJ, J. (ORAL)

1. Petitioner has approached by way of filing the present petition praying for grant of regular bail in case FIR No.33 dated 23.04.2024 under Sections 21(c) and 23 of NDPS Act, 1985 (later on added Section 29 of NDPS Act, 1985 and 379, 411 of IPC), registered at Police Station Jalalabad, District Fazilka.

2. Succinctly, the facts of the case are that the police party, while on patrolling on 23.04.2024, saw a motorcycle coming towards the border, on which 03 persons were riding. On pointing torch by the police, driver of the motorcycle got scared and tried to escape. However with the help of police officials, all 03 persons were apprehended. On asking, driver of the motorcycle, disclosed his name to be Sonu Singh @ Soni, whereas the person sitting in the middle, disclosed his name to be Angrej Singh @ Gaggi (present petitioner) and the person sitting in the last, disclosed his name to be Gurbant Singh @ Bunty. They were suspected to be carrying some contraband and thus, their search was conducted. On conducting the search of Sonu Singh @ Soni and Gurbant Singh @ Bunty, no incriminating article was recovered, whereas from the search of



of his coat was recovered. They failed to produce any licence regarding the conscious possession of the same, thus, the FIR was registered and all 03 were arrested on the spot. On registration of the FIR, the investigation commenced. The samples taken were sent to the FSL. On receipt of the FSL, the challan was presented and on framing of charges, the trial commenced. The petitioner approached the Court of learned Judge, Special Court, Fazilka, praying for the grant of bail, however, after hearing both the sides and finding no merit in the same, the learned Judge, Special Court, Fazilka declined the bail application of the petitioner vide order dated 21.07.2025. Hence being aggrieved, the petitioner is before this Court praying for the grant of 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, Gurbant Singh @ Bunty and Sonu Singh @ Soni. He has drawn the attention of this Court to the order dated 26.11.2025 passed in CRM-M-51623-2025 and CRM-M-57694-2025, whereby, co-accused Gurbant Singh @ Bunty and Sonu Singh @ Soni have been granted regular bail by this Court. He submits that the petitioner is behind bars since 23.04.2024. 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, Gurbant Singh @ Bunty and Sonu Singh @ Soni. He further submits that the recovery of 500 grams of heroin from the pocket of the coat of the petitioner, however, all the three accused were riding on the same bike. He further submits that the recovered contraband weighs 500 grams of

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heroin, which is a commercial quantity and thus, the provisions of Section 37 of NDPS Act are attracted.

5. After hearing learned counsel for the parties and perusing the record, it is deciphered that the petitioner is behind bars since 23.04.2024. Co-accused, namely, Gurbant Singh @ Bunty and Sonu Singh @ Soni are on bail and the case of the petitioner as stated is at par with them.

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.

10.12.2025
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(RAJESH BHARDWAJ)
JUDGE

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