

CRM-M-68890-2025

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

CRM-M-68890-2025

Date of Decision: 11.12.2025

Nirmal Singh

..... Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

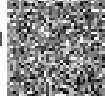
Present: Mr. Vikas Gupta, Advocate, for the petitioner.

Mr. Raj Karan Singh, AAG, Punjab.

Rajesh Bhardwaj, J. (ORAL)

1. Petitioner has approached this Court by way of present petition praying for granting regular bail in case FIR No.358 dated 12.10.2024 under Sections 18, 22 of NDPS Act, 1985 and Section 52-A of Prison Act (Section 42 of Prison Act added lateron), registered at Police Station Goindwal Sahib, District Tarn Taran.

2. Brief facts of the case are that on 12.10.2024, between 01:00 p.m. to 01:30 p.m., checking of all inmates confined in Barrack No.02 of ward No.06, was conducted, under the supervision of Additional Superintendent Jintenderpal Singh and Deputy Security Officer Gurmej Singh Sandhu, which led to recovery of 11 OOAT tablets alongwith 10.50 grams of black-coloured intoxicating substance from right pocket of lower of Amritpal Singh, who was in custody in FIR No.61 dated 25.08.2021, under Section 22/61/85 of NDPS Act, registered at Police Station Kacha Pakka. Additionally, unclaimed 04 mobile phone batteries, one data cable, one earphone, one modified charger, were also recovered. In pursuance to the said recovery, the present FIR was registered against the petitioner and



co-accused Amritpal Singh. The petitioner approached the Court of learned Judge, Special Court, Tarn Taran praying for grant of regular bail. However, after hearing both the sides, the learned Court finding no merit in the same, dismissed the bail application filed by the petitioner vide order dated 03.12.2025. Hence, the petitioner has approached this Court praying for 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, Hawalati Amritpal Singh @ Amritpal Singh. He has drawn the attention of this Court to the order dated 13.10.2025 passed in **CRM-M-51747-2025**, whereby, co-accused Hawalati Amritpal Singh @ Amritpal Singh has been granted regular bail by this Court. He has submitted that alleged recovery effected from the petitioner is 8.842 grams of Buprenorphine HCL, which is a non-commercial quantity. 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, Hawalati Amritpal Singh @ Amritpal Singh. He has placed on record the custody certificate of the petitioner.

5. After hearing learned counsel for the parties and perusing the record, it is deciphered that the petitioner is behind bars since 29.10.2024.

Co-accused, namely, Hawalati Amritpal Singh @ Amritpal Singh is on bail

and the case of the petitioner as stated is at par with him. Custody certificate of the petitioner shows that the petitioner has suffered incarceration of 01 year, 01 month & 10 days as on 10.12.2025. It further reflects that the petitioner is involved in nine other cases, however, he is on bail in six cases.

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. It is being clarified that in case the petitioner does not furnish bail/surety bonds within a period of one week from today, his custody will not be counted in the present case after one week.

8. Nothing said herein shall be treated as an expression of opinion on the merits of the case.

		(RAJESH BHARDWAJ)
		JUDGE
11.12.2025	Whether Speaking/Reasoned :	Yes/No
sharmila	Whether Reportable :	Yes/No