

2026.PHHC.019013



CRM-M-6318-2026

-1-

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

232

CRM-M-6318-2026 (O & M)

Date of decision: 09.02.2026

JASPAL SINGH

....Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. Shivender Singh, Advocate for  
Mr. B.S.Bhalla, Advocate,  
for the petitioner.

Mr. Jasjit Singh, DAG, Punjab.

**AMAN CHAUDHARY, J. (ORAL)**

1. Prayer in both these petitions filed under Section 483 Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023 is for grant of regular bail to the petitioner in case FIR No.53 dated 06.09.2024, registered under Sections 21, 22, 25, 29 NDPS Act (Section 27-B NDPS Act and Section 25 of the Arms Act added later on), at Police Station Special Operation Cell, Amritsar.

2. Learned counsel contends that the petitioner has been in custody for 1 year, 2 months and 5 days. He alleges false implication. His name surfaced based on the disclosure statement of co-accused, Ajay Kumar. The alleged recovery of contraband was effected from Gurdeep Singh @ Sona and Gurwinder Singh, who are in custody. Co-accused,

CRM-M-6318-2026

Karan Gehlot and Arshdeep Singh whose names also surfaced on the disclosure statements of co-accused, have since been granted bail after being in custody of more than 1 year and 3 months and 1 year and 1 month respectively. No recovery of contraband has been effected from the petitioner. Charges have been framed on 16.07.2025, however, out of total 31 PWs, only 1 has been examined. The petitioner is not involved in any other case.

3. The custody certificate dated 1 year, 2 months and 5 days, filed by the learned State counsel is taken on record. As per the same, the petitioner is behind bars for 1 year, 2 months and 5 days.

4. Learned State counsel opposes the bail on the ground that there are specific allegations levelled against the petitioner by his co-accused and a pistol, 5 live cartridges and a motor-cycle were recovered from him. However, he is unable to controvert the submissions with regard to stage of the case; the petitioner being not involved in any other case and the co-accused having been released on bail.

5. Heard.

6. Considering the facts and circumstances of the case, in particular that the petitioner is in custody for the last 1 year, 2 months and 5 days; not involved in any other case; co-accused are on bail; charges were framed on 16.07.2025, 1 PW stands examined but there are still 30 more to go; the trial is likely to take a considerable time, further incarceration of the petitioner would be violative of his right enshrined

CRM-M-6318-2026

under Article 21 of the Constitution of India, the present petition is allowed.

7. The petitioner is ordered to be released on regular bail, subject to furnishing bail/surety bonds to the satisfaction of trial Court/Duty Magistrate concerned, if not required in any other case and shall abide by the following conditions:-

- (i) The petitioner will not tamper with the evidence during the trial.
- (ii) The petitioner will not pressurize/ intimidate the prosecution witnesses.
- (iii) The petitioner will appear before the trial Court on each and every date fixed, unless is exempted by a specific order of Court.
- (iv) The petitioner shall not commit an offence similar to the offence of which, he is an accused, or for commission of which he is suspected of.
- (v) The petitioner shall not directly or indirectly coerce, induce, threaten or promise to any person acquainted with the facts of the case so as to dissuade him/ her from disclosing such facts to the Court or to any police officer or tamper with the evidence in any manner.
- (vi) The petitioner shall not in any manner misuse his liberty.
- (vii) The petitioner shall furnish his address and mobile number by way of an affidavit to the trial Court and not change the same till conclusion of trial and if for any reasons, he seeks to change either of the aforesaid, it shall be done only with prior information to the learned trial Court.
- (viii) The petitioner shall not leave the country without prior permission of the trial Court.
- (ix) The trial Court/Duty Magistrate may impose any other condition, as deemed appropriate while releasing the petitioner.

CRM-M-6318-2026

8. It is made abundantly clear that in case there is any breach of the aforesaid conditions, the State shall be at liberty to seek cancellation of bail as granted to the petitioner by this order.

9. In view of the above, it is clarified that the observations made herein above are limited for the purpose of present proceedings and would not be construed as any opinion on the merits of the case and the trial would proceed independently of the aforesaid observations.

09.02.2026

parveen kumar

**(AMAN CHAUDHARY)**  
**JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No