

2026:PHHC:076495



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.17065 of 2026

Rajdeep Singh and another ... Petitioners

Versus

State of Punjab ... Respondent

1.	The date when the judgment is reserved	13.05.2026
2.	The date when the judgment is pronounced	15.05.2026
3.	The date when the judgment is uploaded on the website	15.05.2026
4.	Whether only operative part of the judgment is pronounced or whether the full judgment is pronounced	Full
5.	The delay, if any, of the pronouncement of full judgment, and reasons thereof	Not applicable

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. S.P. Singh, Advocate,
for the petitioners.

Ms. Sakshi Bakshi, AAG, Punjab,
for the respondent-State.

MANISHA BATRA, J.

1. The present petition has been jointly filed by the petitioners under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (For



short “BNSS”) seeking regular bail in the FIR mentioned below:-

FIR No.	Dated	Police Station	Sections
145	31.12.2025	Bhindi Saidan, District Amritsar Rural	21 and 29 of Narcotic Drugs and Psychotropic Substances Act, 1985 (for short ‘NDPS Act’), 25 of Arms Act, 1959 and 180, 109, 221, 132 and 324(4) of the Bharatiya Nyaya Sanhita, 2023 (For short “BNS”) (27A of NDPS Act and 238 of BNS added later on)

2. Brief facts relevant for the purpose of disposal of this petition are that the aforementioned FIR was registered on the allegations that on 31.12.2025, on receipt of a secret information to the effect that the present petitioners along with co-accused Manjit Singh, Jashandeep Singh and Ranjit Singh were in contact with Pakistani smugglers, who used to send contraband, weapons and counterfeit currency to them through drone and on receipt of the consignment, these persons used to supply it further. It was also informed that all of them could be apprehended along with contraband, illicit weapons and counterfeit currency, if raid was conducted. Finding the information to be credible, a raiding party was formed which reached at the house of the accused. All of them went to the terrace of their house on finding the police party and started pelting stones over them. The wind screen of the Government vehicle was damaged and injury was sustained by ASI Harjinder Singh who was member of the police party at his nose. The petitioner and the above named accused thereafter managed to flee. The

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petitioners were arrested on 31.12.2025. The petitioner No.2 suffered disclosure statement admitting his involvement in the crime. One electronic scale, one magazine containing 4 bullets, an amount of Rs.5600/- and 10 grams of heroin was recovered at the instance of the petitioner-Harwail Singh in pursuance of his disclosure statement. No recovery was effected from petitioner No.1. Investigation now stands completed.

3. It is argued by learned counsel for the petitioners that they have been falsely implicated in this case. False recovery has been planted upon the petitioner No.2. The rigors of Section 37 of NDPS Act are not attracted qua them. No injury which could be stated to be dangerous to life had been sustained by ASI Harjinder Singh. The ingredients for commission of offence punishable under Section 109 of BNS are also not attracted qua them at all. They are in custody since long. They are not required for further investigation. No useful purpose would be served by detaining them in custody any more. It is, therefore, argued that they deserve to be released on bail.

4. Per contra, learned Assistant Advocate General, Punjab while relying upon the status report has vehemently argued that keeping in view the gravity of the allegations as levelled against the petitioners, they do not deserve to be extended benefit of bail.

5. This Court has considered the rival submissions.

6. The petitioner No.2 is alleged to have been found in conscious possession of 10 grams of heroin, one magazine containing 4 bullets, some



money alleged to be drug money and one electronic scale whereas no recovery was effected from the petitioner No.1. The alleged recovery of contraband is of non commercial quantity. The veracity of the version that money recovered from the petitioner No.2 was drug money is to be proved on the basis of evidence to be produced during trial. There is nothing on record to suggest that any serious injury had been sustained by any police official at the hands of either of the petitioners. The petitioners are not required for further investigation. As such, their continued pre trial incarceration is not going to serve any useful purpose. Trial is obviously going to take considerable time to conclude. Taking into consideration the above discussed facts, this Court is of the considered opinion that the petition deserves to be allowed. Accordingly, the same is allowed and the petitioners are ordered to be admitted to bail subject to their furnishing personal as well as surety bonds to the satisfaction of learned trial Court/CJM/Duty Magistrate concerned.

7. It is, however, clarified that observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

15.05.2026
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(MANISHA BATRA)
JUDGE

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