

IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH

211

2026:PHHC:054272



Date of decision: 08.04.2026.

(1)

CRM-M-17395-2026 (O&M).

AJAY SINGH

...Petitioner(s)

VERSUS

STATE OF PUNJAB

...Respondent(s)

\*\*\*

(2)

CRM-M-17748-2026 (O&M).

GURWINDER SINGH

...Petitioner(s)

VERSUS

STATE OF PUNJAB

...Respondent(s)

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

PRESENT Ms. Samanpreet Kaur, Advocate, and  
Mr. Harmanpreet Singh, Advocate,  
for the petitioner(s) in CRM-M-17395-2025.

Mr. Sultan Singh Gill, Advocate,  
for the petitioner(s) in CRM-M-17748-2025.

Dr. (Ms.) Savi Nagpal, AAG, Punjab.

**VINOD S. BHARDWAJ, J. (Oral)**

Both the above mentioned petitions filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023, for grant of regular bail to the petitioner(s) in case bearing FIR No.156 dated 27.09.2025, under Section(s) 21 and 27-A of the Narcotic Drugs and Psychotropic Substances Act, 1985, (Section 29 of the NDPS Act added later on), registered at Police Station Chatiwind, District Amritsar Rural, are being decided by a common order since they arise out of the same incident.

Learned counsel appearing on behalf of the petitioner contend that as per the case of the prosecution on 27.09.2025 at about 7:00/8:00 P.M. co-accused Shamsher Singh @ Mithi son of Gurmej Singh and Vishaldeep Singh @ Kittu son of Ajit Singh were apprehended and heroin weighing 08 grams and 10 grams respectively was recovered from their conscious possession. While co-accused Shamsher Singh @ Mithi nominated Gurwinder Singh, accused Vishaldeep Singh @ Kittu nominated Ajay Singh. It is contended that no recovery, pursuant to the said disclosures of the co-accused, has been effected from or at the instance of petitioners herein. It is further contended that the said co-accused namely Shamsher Singh @ Mithi and Vishaldeep Singh @ Kittu have already been granted the concession of regular bail vide common order dated 23.02.2026 passed in CRM-M-65871-2025 and CRM-M-69118-2025. They further contend that the petitioners have clean antecedents and petitioner Ajay Singh is in custody since 22.01.2025 and petitioner Gurwinder Singh is in custody since 11.02.2025. It is contended that the petitioners are already in judicial custody and they are not required for further investigation, however, the challan is yet to be filed, hence, the trial

is likely to take a long time to conclude.

State counsel, however, does not dispute the facts as noticed above.

Having heard the learned counsel for the parties and taking into consideration the fact that the petitioners have been nominated as accused in the present FIR on the basis of disclosure statements made by co-accused from whom the contraband had been recovered and no recovery of any nature whatsoever has been effected from the petitioners herein and also the clean antecedents of the petitioners coupled with the period of custody already undergone by them and the stage of the trial where challan is yet to be filed, the present petitions are allowed. The petitioners are ordered to be released on bail on their furnishing requisite bail bond/surety bond to the satisfaction of the Trial Court/Duty Magistrate, concerned.

It is made clear that the petitioners shall not extend any threat and shall not influence any prosecution witnesses in any manner directly or indirectly.

The observation made hereinabove shall not be construed as an expression on the merits of the case and the trial Court shall decide the case on the basis of available material.

**April 08, 2026.**  
**raj arora**

**(VINOD S. BHARDWAJ)**  
**JUDGE**

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