

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-18449-2026
Decided on : 10.04.2026

Basant Lal @ Jassa

... Petitioner(s)

Versus

State of Haryana

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present : Mr. Kanwaljeet Singh Brar, Advocate
for the petitioner(s).

Mr. Amish Sharma, AAG Haryana

SANJAY VASHISTH, J. (Oral)

1. The instant petition has been filed under Section 483 of BNSS, 2023 (earlier Section 439 Cr.P.C.), for grant of regular bail to the petitioner, during the pendency of trial, who has been booked in a criminal case arising out of First Information Report, as detailed hereunder:-

Name of Petitioner(s)	FIR No.	Date	Section(s)	Police Station	District
Basant Lal @ Jassa, aged 27 years	595	11.11.2025	21-B of the NDPS Act	Civil Line Sirsa	Sirsa

2. As per case of the prosecution, main accused Baljeet Singh @ Nikka was arrested for keeping in his possession 10.72 grams of Heroin and upon his disclosure statement, name of the petitioner was involved in the present case.

3. Learned counsel for the petitioner argues that petitioner has been falsely involved and then arrested in the present case on 16.11.2025 and despite

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being interrogated nothing has been recovered from his possession. Further argues that main accused Baljeet Singh @ Nikka from whom 10.72 grams of Heroin was recovered has already been granted bail by the trial Court itself vide its order dated 24.12.2025. The allegation is that it is the petitioner, who had supplied Heroin to the main accused Baljeet Singh @ Nikka, except of disclosure statement no other evidence is collected during investigation. However, it is vehemently contended that as per settled law, disclosure statement of the co-accused, there is no sanctity in the eyes of law and, therefore, can not be made basis for holding somebody. However, the petitioner has already remained in jaal for a period of 04 months and 22 days. Thus, learned counsel prays that petitioner be granted the concession of regular bail in the present case.

4. On the other hand, learned State counsel while opposing the prayer made by learned counsel for the petitioner submits that petitioner is a habitual offender, who is involved in 17 other cases and said fact is detailed from the custody certificate filed in the Court.

5. This Court has heard the submissions addressed by learned counsel for the parties and has also perused the record available before it.

6. Considering the totality of the circumstances, nature of the allegations levelled against the petitioner, and the fact petitioner is involved in several other cases, only for the reason that some one like petitioner is acquainted with the police officials, and has been involved in a particular case, without there being any actual recovery from his possession. At this stage, it can not be termed that such an allegation is true or charges can be proved beyond doubt. Accordingly, this Court deems it appropriate to grant the concession of regular bail to the petitioner in the present case.

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Consequently, prayer made in the present petition is allowed. Petitioner is ordered to be released on bail, subject to his furnishing bail/surety bonds to the satisfaction of the learned trial Court/ Chief Judicial Magistrate/ Illaqa Magistrate/ Duty Magistrate concerned, if not required in any other case.

7. Needless to observe that the petitioner shall not extend any threat and shall not influence any prosecution witness in any manner directly or indirectly.

8. Any of the discussion done and recorded here above, shall not be construed as an expression of opinion on the facts of the case. Therefore, trial Court is expected to decide the case by taking an independent view, on the basis of evidence available on record, as expeditiously as possible, in accordance with law.

9. It is further made clear that if, in future, petitioner is directly found indulged in similar kind of activities, this order shall be deemed to be cancelled.

10. Petition stands disposed of.

April 10, 2026*reena*

Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No

**(SANJAY VASHISTH)
JUDGE**