



CRM-M-21089-2025

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-21089-2025
Decided on :09.03.2026

Dharpal

. . . Petitioner(s)

Versus

State of Punjab

. . . Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Hitesh Chopra, Advocate for the petitioner.
Mr. Neeraj Madaan, Sr.DAG, Punjab.

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SANJAY VASHISTH, J. (Oral)

1. Present petition has been filed under Section 439 Cr.P.C. seeking regular bail in case FIR No.23 dated 27.02.2025, under Sections 22, 27-A, 29, 61 ,85 of NDPS Act and Section 111 of BNS, registered at Police Station City Batala, Tehsil Batala, and District Gurdaspur.
2. Vide order dated 12.01.2026, following was recorded:

“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 here-under:-

Name of Petitioner(s)	FIR No.	Date	Section(s)	Police Station	District
Dharpal	23	27.02.2025	22, 27-A, 29, 61, 85 of NDPS Act and Section 111 of BNS, 2023	City Batala	Gurdaspur



2. As per the allegations, while the petitioner was carrying a transparent polythene envelope in his right hand containing loose narcotic tablets of green colour, he was intercepted and apprehended by the members of the police party. On search of the said polythene envelope, a total of 110 loose tablets were recovered. Upon chemical examination, the presence of Diazepam salt was detected in the tablets. The content of Diazepam was found to be 85 mg per tablet, i.e., 85 mg × 110 tablets = 9350 mg, equivalent to 9.35 grams in total, which is evidently less than the commercial quantity of 500 grams, as prescribed under the NDPS Act, and thus falls within the non-commercial quantity.

3. Petitioner has been in judicial custody for the last about 10 months and 13 days and the investigation in the case already stands completed. There are 11 prosecution witnesses, none of whom has been examined so far. The petitioner is aged about 48 years and has previously been found involved in seven other criminal cases, out of which several are of similar nature, i.e., under the NDPS Act.

The details of the said cases and their present status, as mentioned in paragraph No.9 of the status report dated 25.10.2025, are reproduced as under:-

Sr. No.	Case detail	Present Status
1	FIR No.23 dated 2.2.2018 Under Section 21, 61, 85 NDPS Act, PS City Batala.	Convicted
2	FIR No.89 dated 24.05.2018 Under Section 21, 22, 61 NDPS Act, PS City Batala.	Under Trial
3	FIR No.30 dated 01.03.2019 Under Section 21, 61, 85 NDPS Act, PS City Batala.	Convicted
4	FIR No.100 dated 14.07.2021 Under Section 21, 29, 61, 85 NDPS Act, PS City Batala.	Under Trial
5	FIR No.180 dated 07.11.2022 Under Section 21, 29, 61, 85 NDPS Act, PS City Batala.	Convicted
6	FIR No.50 dated 25.03.2023 Under Section 21, 29, 61, 85 NDPS Act, PS City Batala.	Under Trial
7	FIR No.20 dated 12.03.2024 Under Section 326, 325, 323, 324, 427, 148, 149 IPC, PS City Batala.	Under Investigation



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4. *To ascertain whether the petitioner has been released on bail in the cases in which he has already been convicted, learned counsel for the petitioner prays for a short adjournment.*

5. *List again on **07.04.2026.***”

3. Mr. Hitesh Chopra, learned counsel for the petitioner, is unable to specify the status of the other cases which were noticed earlier.

4. In view of the above, present petition is disposed of with liberty to the petitioner to file a fresh petition after providing all the necessary details therein.

(SANJAY VASHISTH)
JUDGE

09.03.2026

Rashmi

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No