

220 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

2026.PHHC.070254



CRM-M-19566-2026 (O&M)

Date of Decision: 06.05.2026

RAJDEEP SINGH ALIAS PINKA

... PETITIONER

VERSUS

STATE OF PUNJAB

... RESPONDENT

CORAM : HON'BLE MR. JUSTICE H.S.GREWAL

Present:- Mr. A.S.Brar, Advocate for the petitioner.

H.S. GREWAL, J. (ORAL)

1. The petitioner is seeking regular bail under Section 483 of the Bharatiya Nagarik Suraksha Sanhita (BNSS) (439 Cr.P.C.) in FIR No. 261 dated 29.09.2025 registered under Sections 21/29 of the NDPS Act, 1985 at Police Station City South, District Moga.

2. The case of the prosecution is that on the basis of a secret information, a raid was conducted and petitioner along with co-accused Agastpreet Singh @ Gasa was apprehended and 260 grams of heroin was recovered from the right pocket of the lower worn by the co-accused.

3. Learned counsel for the petitioner submits that the petitioner is innocent and has been implicated falsely in the present case. He further submits that the petitioner is in custody for the last 07 months and 02 days and is not involved in any other case. He, thus, prays for grant of bail to the petitioner.

4. Notice of motion.

5. Mr. Sandeep Kumar, D.A.G., Punjab accepts notice on behalf of the State and vehemently opposes the prayer for grant of regular bail to the petitioner on the ground of gravity of allegations. Learned State counsel has filed the custody certificate in the Court, which is taken on record. As per the

custody certificate, the petitioner is in custody for the last 07 months and 02 days.

6. I have heard the learned counsel for the parties and perused the record.

7. After hearing the rival contentions of the learned counsel for the parties and keeping in view the facts and circumstances of the case that at this stage, it is yet to be determined whether the petitioner was in conscious possession of the contraband which was recovered from the co-accused; petitioner is in custody for the last 07 months and 02 days; he is not involved in any other case; the trial of the case is yet to commence and continuous detention of the petitioner would not serve the ends of justice, this Court deems it fit to grant the concession of regular bail to the petitioner during the pendency of the trial.

8. Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bail bonds, surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate concerned.

9. It is clarified that while on bail so granted through the instant order the petitioner is found indulging in any other criminal case, it shall be open to the State to seek cancellation of his bail.

06.05.2026
Janki

(H.S.GREWAL)
JUDGE

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