

**CRM-M-23847-2025****1****IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH****113****CRM-M-23847-2025****Decided on :19.03.2026**

Akashdeep alias Akshdeep Singh

... Petitioner(s)

Versus

State of Punjab

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Onkar Singh Batalvi, 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 483 of BNSS, seeking regular bail in case FIR No.132 dated 28.06.2024, unde Sections 21-c, 25, 27-a , 29 of NDPS Act, registered at Police Station Lopoke, District Amritsar Rural.

2. As per the case of the prosecution, on 28.06.2024 at about 07:40 PM, a police party, while on patrolling duty, noticed two vehicles near T-point, village Nurpur, with four persons allegedly exchanging suspicious items. Upon seeing the police, one of the individuals attempted to flee with a bag, which aroused suspicion. The accused were apprehended and identified as Akashdeep Singh (the petitioner herein), Balbir Singh, Philip, and Jobanjit Singh. Upon search, a recovery of 2 kg of heroin was effected from the possession of Akashdeep Singh, and ₹30,000/- was recovered from accused Philip.

3. Learned counsel for the petitioner argues that, as per the allegations, the petitioner was driving the motorcycle while his father

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was the pillion rider, and that the petitioner was holding a polythene bag in his left hand.

4. Learned counsel further submits that the version of the prosecution appears improbable, as it is difficult to comprehend how a person could drive a motorcycle while holding a polythene bag containing 2 kg of heroin in his left hand.

5. Learned counsel also submits that co-accused, namely Balbir Singh, who was the pillion rider on the motorcycle and is related to the petitioner as his father, has already been granted the concession of regular bail by a Coordinate Bench of this Court vide order dated 04.04.2025 passed in CRM-M-42332-2024.

Apart from the above, co-accused Philip and Jobanjit Singh have also been granted the concession of regular bail by the trial Court vide order dated 04.01.2025 (P-3).

6. Learned counsel for the petitioner submits that petitioner, who is about 25 years of age, has never been found involved in any similar activity and has been falsely implicated in the present case. Petitioner is in custody since 28.06.2024, therefore, counsel prays for the grant of regular bail to the petitioner.

4. Per contra, learned State counsel opposes the grant of bail and submits that petitioner was apprehended at the spot and found in conscious possession of a commercial quantity of contraband, i.e., 2 kg of heroin, which attracts the rigours of the NDPS Act. Learned State counsel further submits that the seriousness and gravity of the offence,

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coupled with the quantity of contraband recovered, disentitle the petitioner from the concession of bail.

5. I have heard learned counsel for the parties and perused the paper-book along with the documents appended thereto.

6. This Court would not have ordinarily considered the plea for grant of bail before completion of a period of 02 years of incarceration. However, noticing the fact that petitioner is a young man and has not been found involved in any other activity of similar nature in the past, and with a view to afford him an opportunity to rehabilitate himself in society, 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/Illaq Magistrate/ Duty Magistrate concerned, if not required in any other case.

7. Any of the discussion done and recorded hereabove, 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.

8. Petition stands disposed of.

(SANJAY VASHISTH)
JUDGE

19.03.2026***Rashmi***

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