



245

**THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M No.21669 of 2026

Date of Decision: 24.04.2026

Lakhveer Singh**..... Petitioner****Versus****State of Punjab****..... Respondent****CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ**

Present: Mr. Surendra Pant, Advocate and
Mr. Vikramjeet Singh, Advocate for the petitioner.

Mr. Raj Karan Singh, A.A.G., Punjab.

RAJESH BHARDWAJ, J.

1. Present second petition has been filed praying for the grant of regular bail to the petitioner in case bearing FIR No.81, dated 24.09.2024, under Section 22-C (Section 27 of NDPS Act added lateron) and Section 223 of BNS (added lateron), registered at Police Station Dayalpura, District Bathinda.

2. Succinctly the facts of the case are that the police party while on patrolling on 24.09.2024, when reached near village Kotha Guru Ka, a white Car make Swift Dzire whose dickey was opened, was seen parked near the pavement of canal and a young man was seen tampering with a white plastic bag kept in the boot space of the said car. On seeing the police party, he got perplexed and closed the dickey of the car. On suspicion, he was apprehended by the Police party. On asking, he



disclosed his name to be Lakhveer Singh. He was suspected to be carrying some contraband in the plastic bag which was found in the car and thus, the search was conducted. On conducting search, 5000 tablets of Tramadol Hydrochloride and 4000 capsules of RX Pregabalin Capsules, were recovered from the same. He failed to produce any licence regarding the conscious possession of the same. Thus the FIR was registered and he was arrested on the spot. On registration of the FIR, the investigation commenced. The samples taken were sent to the FSL. On completion of the investigation, the challan was presented. The petitioner approached the Court of learned Judge, Special Court, Bathinda praying for the grant of bail. However after hearing both the sides and finding no merit in the same, the learned trial Court, dismissed the bail application filed by the petitioner vide order dated 11.12.2024. Aggrieved by the same, the petitioner earlier approached this Court by way of filing of CRM-M-23125-2025, however, the same was dismissed as not pressed vide order dated 12.03.2026. Hence being aggrieved, the petitioner is before this Court by way of filing the present second petition for the grant of regular bail.

3. Learned counsel for the petitioner has vehemently contended that the petitioner has been falsely and frivolously implicated in the present case. It is submitted that no recovery as alleged has been effected from the petitioner. He has submitted that compliance of provisions of Section 50 of NDPS Act was mandatory, however, there is blatant violation of the same. He submits that the alleged recovery has been



effected from a public place, however, no independent witness was joined by the investigating agencies. He has submitted that the petitioner is behind bars since the date of his arrest but there is no material progress in the trial as out of total 26 prosecution witnesses only 04 witnesses have been examined till date. He has thus submitted that in the facts and circumstances, the petitioner deserves to be granted regular bail.

4. *Per contra*, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner. He has submitted that the huge recovery of contraband has been effected from the petitioner. He submits that the alleged recovery effected in the present case is of 5000 tablets of Tramadol Hydrochloride and 4000 capsules of RX Pregabalin Capsules, which falls under the category of commercial quantity and thus the provisions of Section 37 of NDPS Act are attracted. He submits that the petitioner is a habitual offender, who is involved in 03 more cases out of which, 02 cases are of similar nature. He, on instructions, has submitted that trial is at threshold. He submits that out of total 26 prosecution witnesses, only 04 witnesses have been examined so far. He has thus submitted that no case for the grant of regular bail to the petitioner is made out and the present petition deserves to be dismissed.

5. After hearing learned counsel for the parties and perusing the record, it is deciphered that the petitioner was duly found in the possession of the huge contraband. The petitioner was arrested on 24.09.2024. The contraband recovered in the present case is 5000 tablets of Tramadol Hydrochloride and 4000 capsules of RX Pregabalin



Capsules, which falls under the category of commercial quantity. A perusal of the record would show that the petitioner had earlier approached this court by way of filing of CRM-M-23125-2025 and the same was dismissed as not pressed vide order dated 12.03.2026. Custody certificate produced would show that the petitioner has suffered incarceration of 01 year, 06 months and 28 days as on 23.04.2026. It further shows that 03 more cases are pending against the petitioner out of which, 02 cases are of similar nature. Out of total 26 prosecution witnesses, only 04 witnesses have been examined till date.

6. Keeping in view the above said position, this Court does not find any ground to release the petitioner on bail at this stage. Nothing said herein shall be treated as an expression of opinion on the merits of the case.

24.04.2026

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

(RAJESH BHARDWAJ)
JUDGE