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

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Date of decision : 08.05.2026

SUKHBIR SINGH ALIAS SUKHA ALIAS JAGROOP SINGH

... PETITIONER

Versus

STATE OF PUNJAB

.. RESPONDENT

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

Present:- Mr. Viren Sibal, Advocate and
Mr. Satyam Sharda, Advocate for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

H.S. Grewal, J.(Oral)

1. The present petition has been filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (erstwhile Section 439 Cr.P.C.) seeking regular bail to the petitioner in case FIR No.208 dated 17.12.2020 under Section 21/23/29/61/85 of the NDPS Act 1985 and Sections 473 & 336 IPC, registered at Police Station Gharinda, District Amritsar(Rural).

2. The case of the prosecution is that during patrolling, 3.110 Kg. of heroin was allegedly recovered near the BS fence. Thereafter, during investigation, one Jobanjit Singh was arrested in this case who suffered disclosure statement and named several co-accused(s) including the present petitioner.

3. Learned counsel for the petitioner, however, submits that the petitioner was not named in the FIR and was arraigned as an accused only on

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the basis of disclosure statement of co-accused Jobanjit Singh. Besides the disclosure statement, there is no incriminating material against the petitioner which would connect him with the alleged offence and no recovery has been effected from him. He further submits that the petitioner is in custody since 09.12.2024. Although the petitioner is involved in several other cases but similarly situated co-accused Gurpreet Singh @ Gopi, Jaskaran Singh and Balwinder Singh @ Billa and Jobanjit Singh have already been granted bail by this Court. The copies of the orders granting bail to the co-accused(s) are appended at Annexures P-6 to P-9 respectively. He, therefore, prays for release of the petitioner on regular bail as the trial is likely to take a long time as none out of 21 cited prosecution witnesses has been examined so far.

4. Learned State counsel vehemently opposes the prayer for grant of regular bail to the petitioner. He, upon instructions, submits that the petitioner is in custody since 09.12.2024 and none out of 21 cited prosecution witnesses has been examined so far.

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

6. In view of the above submissions of learned counsel for the parties and keeping in view the facts that the petitioner is in custody since 09.12.2024, co-accused(s) have already been granted bail, no recovery has been effected from him and that the trial is likely to take a long time to conclude as none out of 21 cited prosecution witnesses has been examined so far, therefore, this Court deems it appropriate to grant the concession of regular bail to the



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petitioner during the pendency of the trial as the continuous detention of the petitioner would not serve the ends of justice.

7. 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 learned trial Court/Duty Magistrate/Chief Judicial Magistrate concerned.

8. However, it is made clear that in case the petitioner misuses the concession of bail, the State would be at liberty to seek cancellation of his bail.

May 08, 2026
Sonia

(H.S.GREWAL)
JUDGE

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