



CRM-M-25197-2026

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

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**CRM-M-25197-2026
Decided on : 08.05.2026**

Harpreet Singh @ Happy

... Petitioner(s)

Versus

State of Punjab

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present : Mr. Akun Sheemar, Advocate
for the petitioner(s).

Mr. Neeraj Madaan, Sr. DAG Punjab

SANJAY VASHISTH, J. (Oral)

1. Present petition has been filed under Section 483 of BNSS, seeking grant of regular bail, in case, FIR No.14, dated 29.01.2026, under Sections 21-B, 29 of NDPS Act, registered at Police Station Chheharta, District Police Commissionerate, Amritsar.

2. As per case of the prosecution on 29.01.2026 during patrolling, police party apprehended the petitioner-Harpreet Singh @ Happy and his co-accused Yodhabir Singh @ Jodha, while both of them were together. From the possession of the petitioner 10 grams of Heroin was recovered, however, nothing could be recovered from co-accused.

3. Learned counsel for the petitioner argues that, petitioner has been falsely involved in the present case and even if the allegation is believed to be correct, only double of the small quantity has been recovered, therefore, bar under

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Section 37 of NDPS Act would not be applicable. He further submits that in another case FIR No. 54 dated 18.05.2017 registered under Sections 21, 22, 61, 85 of NDPS Act at Police Station City Abohar, petitioner was convicted and sentenced for a period of 10 years and after completion of custody period of 04 years, 02 months and 11 days, he has been released on bail by suspending the sentence in August 2021. He further submits that since the last 4/5 years, petitioner was never found indulged in similar activity and, therefore, in all likelihood present case has been planted against him.

4. In response to the arguments addressed by learned counsel for the petitioner, learned State counsel, produces the custody certificate in the Court today, which is taken on record. Office to tag the same at appropriate place. A copy thereof has been handed over to the counsel for the petitioner.

As per the custody certificate, in the present case, the petitioner has already undergone 03 years and 07 days, period inside jail.

5. Learned State counsel, while opposing the prayer and submissions advanced on behalf of the petitioner, confirms the facts including the role attributed to the petitioner and also the stage of trial. Thus, prays for dismissal of the petition.

6. This Court has heard the submissions addressed by learned counsel for the parties and has also perused the record available on file.

7. Considering the aforementioned facts, this Court deems it appropriate to extend the concession of regular bail to the petitioner.

Consequently, prayer made in 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/ Illaqa



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Magistrate/ Duty Magistrate concerned, if not required in any other case.

8. Needless to observe that the petitioner shall not extend any threat and shall not influence any prosecution witness in any manner directly or indirectly.

9. Any of the discussion done and recorded here above, 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.

10. It is further made clear that if, in future, petitioner is directly found indulged in similar kind of activities, this order shall be deemed to be cancelled.

11. **Petition stands disposed of.**

May 08, 2026

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

(SANJAY VASHISTH)
JUDGE