



CRM-M-26717-2025(O&M)

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IN THE PUNJAB AND HARYANA HIGH COURT AT  
CHANDIGARH

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CRM-M-26717-2025(O&M)  
Date of Decision: 23.02.2026

GURLOVELEEN SINGH @ GARRY

... Petitioner

VERSUS

STATE OF PUNJAB

... Respondents

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

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Present: Mr. J.S. Thakur, Advocate  
for the petitioner.

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H.S. GREWAL, J. (ORAL)

CRM-49827-2025

This application has been filed for placing on record the documents  
as Annexure P-3 to P-5.

For the reasons stated in the application, the same is allowed and  
Annexures P-3 to P-5 are ordered to be taken on record.

Main case

This petition has been filed under Section 483 Bharatiya Nagrik  
Suraksha Sanhita, 2023 seeking regular bail for the petitioner in case FIR No.158  
dated 22.10.2024 under Sections 15 and 25 of the NDPS Act, 1985 registered at  
Police Station Sadar Jagraon, District Ludhiana Rural.

2. The case of the prosecution is that on the basis of secret information  
received by the police, a raid was conducted, whereupon Gurloveleen Singh @



Garry (petitioner herein) and Baljinder Singh @ Binda were apprehended. From the vehicle, in which they were travelling 81 plastic bags each containing 20 kgs of poppy husk were recovered.

3. Learned counsel for the petitioner contends that the petitioner was merely found present in the premises where the raid was conducted and the contraband was recovered. It is further contended that the petitioner was not found in conscious possession of the contraband as neither the vehicle in question nor the premises/shed from where the contraband was recovered, belong to the petitioner. It is further submitted that the prosecution has shown the petitioner to be in conscious possession merely on the basis of a secret information. He further contends that the petitioner is in custody for the last 01 year, 03 months and 25 days. It is also contended that the petitioner is not involved in any other case. Hence, the counsel prays for grant of regular bail to the petitioner.

4. Notice of motion.

5. Mr. Rishabh Singla, AAG, Punjab accepts notice and vehemently opposes the petition for grant of bail on the ground that there is an active role of the petitioner in the commission of the offence in question. He further submits that large quantity of contraband was recovered from the petitioner and the same falls under commercial category. Hence, he prays for dismissal of the present petition. Custody certificate filed by the State Counsel is taken on record. As per the said certificate, the petitioner has already undergone a period of 01 year, 03 months and 25 days .

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

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7. After hearing the rival contentions of learned counsel for the parties and keeping in view the facts and circumstances of the case and the fact that the petitioner is in custody for the last 01 year, 03 months and 25 days and the trial is likely to take a long time to conclude, this Court is of the opinion that the petitioner deserves the concession of regular bail. Moreover, bail is rule and jail is exception.

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/surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

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

10. Nothing discussed hereinabove shall be construed as an expression of opinion on the merits of the case.

**23.02.2026**  
**renu**

**(H.S. GREWAL)**  
**JUDGE**

*Whether speaking/reasoned* : Yes/No

*Whether reportable* : Yes/No