



CRM-M-46879-2025

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-46879-2025
Decided on : 26.02.2026

Mojdin @ Moju @ Maujdin

... Petitioner(s)

Versus

State of Punjab

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present : Mr. Swaraj Sharma, Advocate (through V.C.)
for the petitioner(s).

Mr. Vinay Malhotra, DAG Punjab

SANJAY VASHISTH, J. (Oral)

1. The instant petition has been filed under Section 483 of BNSS, 2023 (earlier Section 439 Cr.P.C.), for grant of regular bail to the petitioner, during the pendency of trial, who has been booked in a criminal case arising out of First Information Report, as detailed hereunder:-

Name of Petitioner(s)	FIR No.	Date	Section(s)	Police Station	District
Mojdin @ Moju @ Maujdin, aged 29 years	105	18.06.2025	21, 27-A, 29 of NDPS Act and Section 111 of BNS	Sujanpur	Pathankot

2. As per allegations in the case on 18.06.2025, 80.40 grams of Heroin were recovered from the main accused Rakmauddin alias Gakku. On interrogation, it was found that said recovered Heroin was to be sold to one Mojdin @ Moju @Maujdin (petitioner herein). Furthermore, as per disclosure statement, earlier also accused Rakmauddin had sold 57.10 grams to the present petitioner-

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Mojdin @ Moju @ Maujdin.

3. Learned counsel for the petitioner argues that infact he has been involved in the case falsely because earlier also he was facing two cases under the NDPS Act, thus, already known to officials of the police department, again he has been falsely involved just to increase the number of cases against the petitioner. Despite he being arrested, and remaining inside jail for more than a period of 08 months and 03 days, no narcotic contraband or narcotic drug etc. could be recovered from his possession. Process of recording of evidence before the trial Court is yet to start. He further submits that out of total 11 prosecution witnesses, none has been examined till date.

4. Considering the aforementioned submissions that nothing has been recovered from possession of the petitioner, despite being arrested and remaining inside jail for more than a period of 08 months and that he was involved only on the basis of disclosure statement of co-accused and with the allegation that Heroin was yet to be supplied to him, I do not find any substantial reason to deny him the concession of bail and to continue him in detention.

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

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

6. The observation made here-in-above shall not be construed as an expression of opinion on the facts of the case and the Trial Court is expected to decide the case on the basis of complete evidence available on record.



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7. 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.
8. Petition stands disposed of.

 Pending misc. application(s), if any, also stand disposed of.

February 26, 2026

(SANJAY VASHISTH)
JUDGE

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Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No