



CRM-M-50559-2025

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-50559-2025
Decided on : 29.01.2026

Sohan Lal

... Petitioner(s)

Versus

State of Haryana

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present : Mr. Ankur Kaushik, Advocate
for the petitioner(s).

Mr. Pawan Kumar Jhanda, Sr. DAG Haryana

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
Sohan Lal	215	06.09.2024	20-B/29 of NDPS Act, 1985	GRP Ambala Cantt.	Ambala

2. As per case of the prosecution, on the basis of secret information, Noop Ram, aged 27 years, was intercepted and from the backpack carried by him, recovery of 1 Kg. 112 Grams was effected on 06.09.2024

3. Learned counsel for the petitioner submits that the main accused in the present case is Noop Ram, from whose possession 1 Kg 112 Grams of Charas has been recovered, which infact is intermediate quantity and said accused has

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already been released on bail by this Court vide order dated 23.07.2025 passed in CRM-M-32653-2025 (Annexure p-6). He further argues that after arrest of the main accused Noop Ram, only on the basis of disclosure statement of the said accused, petitioner was also involved as accused in the present case, though, no other connecting evidence was ever collected during investigation to connect the petitioner with the offence, for proving the conscious possession of the petitioner, in regard to the recovered narcotic contraband. The petitioner is stated to be inside jail for the last more than a period of 06 months and till date not a single prosecution witness has been recorded. Though, after completion of investigation, final report has already been filed in the previous month. Thus, prays for grant of regular bail.

4. On the other hand, learned State counsel has vehemently opposed the prayer for bail and submits that petitioner is not entitled for bail because there are several call details between the main accused Noop Ram and the petitioner, and, therefore definitely, *prima facie*, he seems to be involved in the crime. Apart, this petitioner is involved in one more case under the NDPS case.

5. I have considered the submission and gone through the bail order dated 23.07.2025, whereby accused Noop Ram has been granted concession of bail. The petitioner is already inside jail for a period of more than 06 months, therefore, petitioner's continuous incarceration would not serve any purpose, as nothing is to be recovered from his possession. As far as the objection raised by learned State counsel, in regard to the telephonic contact between the two is concerned, that of course would be the subject matter for adjudication before the trial Court, whether such an evidence is sufficient to assume/presume the culpability of the petitioner, punishable under the NDPS Act.



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6. 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.
7. Needless to observe that the petitioner shall not extend any threat and shall not influence any prosecution witness in any manner directly or indirectly.
8. 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.
9. 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.
10. Petition stands **disposed of**.
Misc. application(s), if any, also stand disposed of.

(SANJAY VASHISTH)
JUDGE

January 29, 2025

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Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No