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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-52687-2025

Date of Decision : 30.04.2026

Hira Singh

...Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTHPresent: Mr. Ranbir Singh Sekhon, Advocate and
Ms. Sangeeta Devi, Advocate for the petitioner.

Mr. Vinay Malhotra, DAG, Punjab.

SANJAY VASHISTH, J. (ORAL)

This is the third petition filed by the petitioner under Section 483 of BNSS, 2023 (earlier Section 439 Cr.P.C.), for grant of regular bail in FIR no.16 dated 01.03.2024 under Section 21 of NDPS Act, 1985 and (Section 25/29/61/85 of NDPS Act, 1985 added later on) registered at Police Station Kulgarhi, District Ferozepur.

This first bail petition bearing No.CRM-M-52263-2024 was dismissed as withdrawn on 23.10.2024. Subsequently, another petition, i.e., CRM-M-63097-2024 seeking interim regular bail, was also disposed of by this Court vide order dated 21.01.2025.

Instant is the third petition and has been primarily filed on the ground that petitioner has remained in judicial custody for a considerable period i.e. more than two years since the date of his arrest and his co-accused, namely, Anmolpreet Singh @ Anmol Singh, who was allegedly accompanying the



petitioner at the time of recovery, has already been granted regular bail by this Court vide order dated 01.09.2025, Annexure P-3.

As per the case of the prosecution, a recovery of 1.450 kg of heroin has been effected from the possession of the petitioner Hira Singh. The petitioner is already a convict under the provisions of NDPS Act and is undergoing a sentence for a period of 10 years. In view of the statutory embargo contained under Section 37 of the NDPS Act, and in light of the law laid down by the Hon'ble Supreme Court in *Hira Singh v. Union of India*, AIR 2020 SC 3255, this Court finds no reasonable grounds to believe that the petitioner is not guilty of the alleged offence, nor that he is likely to refrain from committing any offence while on bail.

Consequently, no ground for grant of bail is made out. The present petition, being devoid of merit, is accordingly dismissed.

April 30, 2026
ps

(SANJAY VASHISTH)
JUDGE

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