

123 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

2026.PHHC.037605



CRM-M-54117-2025 (O&M)

Date of Decision: 11.03.2026

SUKHWINDER SINGH ALIAS KALA
VERSUS

... PETITIONER

STATE OF PUNJAB

... RESPONDENT

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

Present:- Mr. Yashpal Thakur, Advocate for the petitioner.

H.S. GREWAL, J. (ORAL)

1. The petitioner is seeking regular bail under Section 483 of the Bharatiya Nagarik Suraksha Sanhita (BNSS) in FIR No. 79 dated 14.07.2022 registered under Sections 22C and 29/61/85 of the NDPS Act, 1985 at Police Station Badali Ala Singh, District Fatehgarh Sahib, Punjab.

2. The case of the prosecution is that on 14.07.2022 on the basis of a secret information, petitioner along with co-accused Harjaspreet Singh @ Jassa was apprehended with 175 intoxicant injections of Buprenorphine and 175 vials of Avil.

3. Learned counsel for the petitioner submits that the petitioner is innocent and has been implicated falsely in the present case. He further submits that the petitioner is in custody for the last 03 years, 07 months and 19 days and prays for grant of bail to the petitioner.

4. Notice of motion.

5. Mr. Parneet Singh Pandher, A.A.G., Punjab accepts notice on behalf of the State and vehemently opposes the prayer for grant of regular bail to the petitioner on the ground of gravity of allegations. Learned State counsel has filed the custody certificate in the Court, which is taken on record. As per

the custody certificate, the petitioner is in custody for the last 03 years, 07

months and 19 days. It is further stated that out of total 41 cited prosecution witnesses, 21 have been examined, however, 20 are yet to be examined. The petitioner is involved in one more case in FIR No. 124 of 2022 dated 11.11.2021, under Sections 201, 341 and 379B IPC.

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

7. After hearing the rival contentions of the learned counsel for the parties and keeping in view the facts and circumstances of the case that the petitioner is in custody for the last 03 years, 07 months and 19 days; though he is involved in one more case under Sections 201, 341 and 349B IPC but he is acquitted in that case; out of 41 prosecution witnesses, 20 are yet to be examined; the trial of the case is not making substantial progress and continuous detention of the petitioner would not serve the ends of justice, this Court deems it fit to grant the concession of regular bail to the petitioner during the pendency of the trial.

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

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

11.03.2026

Janki

(H.S.GREWAL)
JUDGE

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