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CRM-M-55309-2025 (O & M)

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(107)

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-55309-2025 (O & M)

Date of Decision: 01.04.2026

Paramjit Singh

... Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Raman Kumar, Advocate,
for Mr. R.K. Kapila, Advocate, for the petitioner.

Mr. Harkanwar Jeet Singh, AAG, Punjab.

Mr. Nikhil Goyal, Advocate, for
Mr. Avinit Avasthi, Advocate,
for PGIMER.

JASJIT SINGH BEDI, J.

The prayer in the present petition under Section 483 BNSS, 2023 is for the grant of regular bail in case bearing FIR No.0195 dated 12.12.2024 under Sections 21(c), 29 of the NDPS Act, 1985 registered at Police Station Special Task Force, Distt. STF Wing.

2. The brief facts of the case are that Jasvir Singh @ Kalu and the petitioner-Paramjit Singh were apprehended while standing in the company of each other. The recovery of 01 kg. 10 grams of heroin came to be effected from Jasvir Singh @ Kalu.

3. The learned counsel for the petitioner contends that, though, the petitioner was standing with Jasvir Singh @ Kalu but he cannot be said to be in conscious possession of the contraband which is admittedly recovered

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from Jasvir Singh @ Kalu. Further, he has a medical condition and remains ill. Therefore, he be granted the concession of bail, moreso, when he has been in custody since 12.12.2024 but only 06 of the 16 prosecution witnesses have been examined so far and the Trial of the present case is not likely to be concluded anytime soon.

4. The learned counsel for the State, on the other hand, while referring to the status report dated 04.12.2025 which is already on record, contends that, though, the petitioner is in custody since 12.12.2024 and only 06 of the 16 prosecution witnesses have been examined so far, the petitioner is a convict in one other case of a similar nature. Therefore, he is not entitled to the concession as prayed for. He, however, concedes that in the instant case, the recovery is from Jasvir Singh @ Kalu with whom the petitioner was standing.

5. I have heard the learned counsel for the parties.

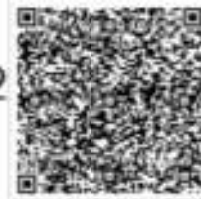
6. This matter had come up for hearing on earlier occasions. On 10.03.2026, this Court had directed a constitution of a Board of Doctors, PGIMER, Chandigarh to examine the petitioner. The examination took place and the report of the Medical Board is as under:-

*POSTGRADUATE INSTITUTE OF MEDICAL EDUCATION
AND RESEARCH, CHANDIGARH*

Medical Board Report

In pursuance of the orders dated 10-03-2026 received from Hon'ble Punjab and Haryana High Court, Chandigarh In CRM-M-55309-2025(O&M) case titled as Paramjit Singh Vs. State of Punjab a Medical Board of the following doctors was

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constituted vide letter no.EV (9) PGI-MS/MA-63/2026 Dated 23.03.2026.

- 1. Dr. G.S.R.S.N.K. Naidu, Dept. of Internal Medicine*
- 2. Dr. Harpreet Singh, Dept. of Internal Medicine*
- 3. Dr. Sumit Yadav, Dept. of Hospital Administration*

The medical records produced before the board were reviewed and the patient was examined by the board members on 24-03-2026 and board members are of the opinion that the patient Mr.Paramjit Singh is hemodynamically stable. Patient requires workup for respiratory symptoms for which CECT Chest/sputum tests needs to be done and pulmonologist consultation may be sought. Patient will require treatment for Hepatitis C for which he needs to consult Hepatologist/Gastroenterologist.

<i>Sd/-</i> <i>Dr. Sumit Yadav</i> <i>Convener</i>	<i>Sd/-</i> <i>Dr. Harpreet Singh</i> <i>Member</i>	<i>Sd/-</i> <i>Dr. G.S.R.S.N.K. Naidu</i> <i>Chairperson</i>
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7. A perusal of the aforementioned report would show that the petitioner is, in fact, ailing.

8. On the merits of the case, it may be pointed out that the recovery was effected from one Jasvir Singh @ Kalu with whom the petitioner was standing while they came to be arrested. It would be a moot point during the course of the Trial as to whether the petitioner can be said to be in conscious possession of the contraband admittedly recovered from his co-accused. The petitioner is in custody since 12.12.2024 but only 06 of the 16 prosecution witnesses have been examined so far. Therefore, the Trial of the present case is not likely to be concluded anytime soon. In this situation, the further incarceration of the petitioner is not required.

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9. Thus without commenting on the merits of the case, the present petition is allowed and petitioner-Paramjit Singh is ordered to be released on bail subject to his furnishing bail bonds and surety bonds to the satisfaction of learned CJM/Duty Magistrate, concerned.

10. The petitioner shall appear before the police station concerned on the first Monday of every month till the conclusion of the trial and inform in writing each time that he is not involved in any other case/crime other than the case(s) referred to in the status report dated 04.12.2025 filed by the State.

11. In addition, the petitioner (or anyone on his behalf) shall prepare an FDR in the sum of Rs.1,00,000/- and deposit the same with the Trial Court. The same would be liable to be forfeited as per law in case of the absence of the petitioner from Trial without sufficient cause.

12. The petition stands disposed of.

13. The pending application(s), if any, shall stand disposed of accordingly.

01.04.2026

sukhpreet

(JASJIT SINGH BEDI)
JUDGE

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No