



CRM-M-57170-2025

1

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

122

CRM-M-57170-2025

Decided on :27.02.2026

Vikram

... Petitioner(s)

Versus

State of Haryana

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Vikas Bishnoi, Advocate for the petitioner.

Mr. Kanwar Sanjiv Kumar, AAG, Haryana.

SANJAY VASHISTH, J. (Oral)

1. Present petition has been filed under Section 483 of BNSS, seeking regular bail in case FIR No.88 dated 07.04.2025, under Section 20(b) of NDPS Act, registered at Police Station Uklana, District Hisar.

2. As per the case of the prosecution, on 07.04.2025, the petitioner, Vikram, was found standing near his house while holding a polythene bag. Upon search of the said bag, 5.400 kilograms of ganja was allegedly recovered from his possession.

3. Learned counsel for the petitioner submits that the petitioner has been in custody since 07.04.2025. It is further contended that the quantity of ganja recovered from him falls within the intermediate category and is substantially less than the notified commercial quantity, i.e., more than 20 kilograms.

4. Counsel further submits that, apart from the present case, the petitioner was involved in one other registered case under the provisions of the NDPS Act, namely FIR No. 393 dated 22.10.2020 under Section 20 of the NDPS Act, registered at Police Station Fatehabad. In the said case,

**CRM-M-57170-2025****2**

petitioner was granted bail by this Court vide order dated 07.12.2021 passed in CRM-M-10967-2021.

5. Learned counsel for the petitioner further submits that out of a total of 17 prosecution witnesses, none has been examined so far, and conclusion of the trial is likely to take considerable time. On these grounds, learned counsel prays for the grant of regular bail to the petitioner.

6. On the other hand, learned State counsel opposes the prayer for regular bail and submits that petitioner was apprehended with 5.400 kilograms of ganja, which is a substantial quantity. Learned State counsel further submits that the recovery was effected from his conscious possession and that the allegations against him are serious in nature.

Learned State counsel further submits that the petitioner is not a first-time offender, as he has previously been involved in another case under the NDPS Act. Considering the gravity of the offence and the possibility of the petitioner indulging in similar activities if released on bail, it is prayed that the present petition be dismissed.

7. I have heard learned counsel for the parties and perused the paper-book as well as the documents appended thereto.

8. Considering the circumstances in totality, particularly the fact that the recovery effected from the petitioner falls within the intermediate quantity and not under the commercial quantity, and that petitioner is in custody since 07.04.2025, this Court is of the view that further incarceration of the petitioner would not serve any useful purpose.

**CRM-M-57170-2025****3**

The trial is yet to commence, as none of the 17 prosecution witnesses has been examined, and its conclusion is likely to take considerable time. Without expressing any opinion on the merits of the case, 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/Illaq Magistrate/ Duty Magistrate concerned, if not required in any other case.

9. Any of the discussion done and recorded hereabove, shall not be construed as an expression of opinion on the facts of the case. Therefore, trial Court is expected to decide the case by taking an independent view, on the basis of evidence available on record, as expeditiously as possible in accordance with law.

10. Petition stands disposed of.

(SANJAY VASHISTH)
JUDGE

27.02.2026***Rashmi***

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No