



IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

212-2

CRM-M No.61127 of 2025 (O&M)  
Date of Decision :11.02.2026

**Bobby @ Bowy**

.....Petitioner

**Versus**

**State of Punjab**

..... Respondent

**CORAM: HON'BLE MR.JUSTICE SURYA PARTAP SINGH**

Present : Mr.Gopal Rathi, Advocate for the petitioner.

Mr. I.P.S. Sabharwal, DAG, Punjab.

**SURYA PARTAP SINGH, J. (Oral):**

1. This is a petition for anticipatory bail filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023, in a case arising out of FIR No.79 dated 31.07.2025, under Section 21 of Narcotic Drugs & Psychotropic Substances Act, 1985 [Section 29 of NDPS Act added later on], Police Station Smalsar, District Moga.
2. Vide order dated 03.11.2025, the petitioner was admitted to interim anticipatory bail, subject to the condition of furnishing bail/surety bonds to the satisfaction of Arresting/Investigating Officer.
3. It has been submitted by learned counsel for the petitioner that in compliance with above mentioned order, the petitioner has already joined investigation and that the order dated 03.11.2025, whereby the petitioner



was afforded the benefit of interim anticipatory bail, be made absolute.

4. On the other hand, it has been contended by learned State counsel that the petitioner was not co-operative during the course of investigation and that custodial interrogation of the petitioner is required to unearth the source from where the petitioner brought the contraband.

5. Heard. The record has been perused carefully.

6. In view of facts and circumstances of present case, following are the relevant factors which are required to be taken into consideration to arrive at a decision:-

- i) that nothing has been recovered from the possession of petitioner and he has been simply implicated on the basis of disclosure statement of co-accused, who, at the time of disclosure statement was in police custody;
- ii) that the quantity of contraband recovered from the possession of co-accused comes within the ambit of intermediate quantity;
- iii) that there is nothing on record to show that custodial interrogation of the accused/petitioner is likely to produce any result;
- iv) that nothing is left to be recovered from the possession of accused/petitioner; and
- v) that the investigation and trial of the case are not likely to be concluded in near future.



7. In view of above, it is hereby held that the present petition deserves to be allowed and the order dated 03.11.2025, whereby the benefit of interim bail was accorded to the petitioners, deserves to be made absolute.

8. Hence the present petition stands allowed and the order dated 03.11.2025 is hereby made absolute.

(SURYA PARTAP SINGH)  
JUDGE

11.02.2026  
Manoj Bhutani

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|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether reportable        | Yes/No |