

CRM-M-61858-2025 & connected

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

212

Decided on : 09.01.2026

1. CRM-M-61858-2025

LAKHWINDER SINGH ALIAS BOBBYPETITIONER(S)

VERSUS

STATE OF PUNJABRESPONDENT(S)

2. CRM-M-69876-2025

PRABHDEEP SINGHPETITIONER(S)

VERSUS

STATE OF PUNJABRESPONDENT(S)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. I.S. Khara, Advocate
for the petitioner in CRM-M-61858-2025.

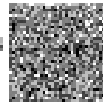
Mr. Prabhjot Singh, Advocate
for the petitioner in CRM-M-69876-2025.

Mr. Vinay Malhotra, D.A.G., Punjab.

SANJAY VASHISTH, J (ORAL)

1. By way of this common order, both the above-mentioned bail petitions filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 are being decided together as they arise out of the same FIR and common allegations.

2. Both the petitions arise from FIR No.124 dated 29.07.2025, registered at Police Station Nathana, District Bathinda, under Sections 318(4) and 217(2) of Bharatiya Nyaya Sanhita, 2023



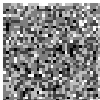
3. As per allegations, petitioners namely Lakhwinder Singh @ Bobby aged about 27 years (in CRM-M-61858-2025), Prabhdeep Singh aged 29 years (in CRM-M-69876-2025) are operating a drug de-addiction centre in the name of Free to Fly in the house of Gurbhej Singh Ex. Sarpanch of Village Nathana. It is alleged that there was no licence with the petitioner Lakhwinder Singh to operate such a de-addiction centre and therefore, he has been involved in the instant case of cheating and wrongful confinement.

The other accused/petitioner Prabhdeep Singh is alleged to be caretaker in the said centre. The additional argument with him is that he does not require any authorization from any Government office for being employed in such a centre. Therefore, there being no such intention to defraud or to confine any person wrongly, he cannot be termed as accused at par with other co-accused.

4. On the other hand, learned State counsel has filed the status report, in Court today, which is taken on record, subject to all just exceptions. Office to tag the same at appropriate places. Copy thereof has been handed over to the counsel for the petitioner(s).

5. Learned State counsel submits that both the petitioners have suffered incarceration for a period of about 06 months. He contends that, keeping in view the nature of allegations levelled against the petitioners, they do not deserve the concession of bail. Learned State counsel, however, does not dispute the factual averments made herein-above by the learned counsel for the petitioner(s).

6. I have considered the submissions addressed by the respective counsel for the petitioner(s) as well as the State of Punjab.



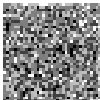
7. Both the petitioners are inside the jail since 29.07.2025. The punishment provided in BNS, 2023 for committing offence under Section 318(4) and 217(2) is as under:-

Under Section	Punishment
Section 318(4) of BNS	Upto 07 years imprisonment, fine, or both,
217(2) BNS	Imprisonment for 1 year, or with fine of 10,000 rupees, or both.

Both the offences are trible by the Court of learned Magistrate and till date the trial has not been commenced after completion of investigation and submission of challan. There is no allegation of effecting recovery of narcotic substance or any other material, which allegedly was used in running the de-addiction centre from the petitioner(s), and both of them have already suffered incarceration for a period of about 06 months. One of the petitioners Prabhdeep Singh, though alleged to be involved in one more case bearing FIR No.187, dated 25.11.2021, under Sections 379 and 411 IPC, but apart from this, none of them are found indulged in any other illegal activity including under NDPS Act.

8. Therefore, prayer made in the present petition is allowed. Both the petitioners are ordered to be released on bail, subject to their furnishing bail/surety bonds to the satisfaction of the learned trial Court/Chief Judicial Magistrate/Illaqa Magistrate/Duty Magistrate concerned, if not required in any other case.

9. Needless to observe that the petitioners shall not extend any threat and shall not influence any prosecution witness in any manner directly or indirectly.



10.

The observation made here-in-above shall not be construed as an expression of opinion on the facts of the case and the Trial Court is expected to decide the case on the basis of complete evidence available on record.
11.

It is further made clear that if, in future, petitioner(s) is directly found indulged in similar kind of activities, this order shall be deemed to be cancelled.
- case.

Petitions stand disposed of.

09.01.2026
monika

(SANJAY VASHISTH)
JUDGE

Whether speaking/reasoned

:Yes/No

Whether reportable

:Yes/No