



CRM-M- 62436-2025 (O&M)

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

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CRM-M-62436-2025 (O&M)

Date of decision: 12.03.2026

Balvir Singh @ Kaddu @ Balbir Singh

...Petitioner(s)

VERSUS

State of Punjab

...Respondent(s)

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

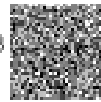
Present :- Mr. Prateek Pandit, Advocate
for the petitioner.

Mr. Mohit Kapoor, Sr. DAG, Punjab.

VINOD S. BHARDWAJ, J. (Oral)

1. The present third petition has been filed under Section 439 Cr.P.C, for grant of regular bail to the petitioner in case bearing FIR No.264 dated 29.09.2020, under Section(s) 21(a), 22, 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Kotwali Kapurthala, District Kapurthala.

2. Learned counsel appearing for the petitioner contends that as per the allegations levelled in the FIR, the police had apprehended the petitioner and recovered 10 grams of heroin and 12 intoxicant injections. The injections were found to contain Buprenorphine. The alleged recovery of Buprenorphine quantity is stated to be 24 ml, hence, the same falls within the commercial quantity. He contends that the petitioner was taken into custody and that he had earlier filed CRM-M-7473-2022 for grant of regular bail. The same was allowed by this Court vide order dated 08.12.2022. Since the petitioner was a drug addict and was undergoing treatment for the same, therefore, he could not appear before the trial Court on 16.09.2024



and vide order dated 17.12.2024, the bail of the petitioner was cancelled. He was subsequently arrested on 20.06.2025 and is in custody since then. He submits that the petitioner was earlier declared as proclaimed offender in the present case on 27.10.2021, but he was later granted regular bail by this Court on 08.12.2022.

3. Learned counsel for the petitioner submits that the petitioner has now completed his drug addiction course and has undertaken that he shall continue to appear before the Special Court, Kapurthala on all dates so that the trial is not delayed. He contends that after his re-arrest, the petitioner has undergone an actual custody of about 09 months.

4 On the other hand, learned State counsel does not dispute the aforesaid factual facts. However, he contends that the petitioner is habitual of absenting from the trial.

5. Having heard learned counsel for the parties and taking into the consideration the facts and circumstances as noted above, the petitioner has undergone an additional actual custody of about 09 months since his re-arrest and noticing that he was already on bail on earlier occasion, I deem it fit to allow the instant petition.

6. Accordingly, the instant petition is allowed and the petitioner is ordered to be admitted to regular bail subject to his/her furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Illaq Magistrate concerned. However, the petitioner shall continue to appear before the trial Court so that final adjudication of the trial will not be delayed.

7. It is made clear that the petitioner shall not extend any threat and shall not influence any prosecution witness in any manner directly or

indirectly.

8. The observation made hereinabove shall not be construed as an expression on the merits of the case and the trial Court shall decide the case on the basis of available material.

12.03.2026
monika

Whether speaking/reasoned
Whether reportable

: Yes/No
: Yes/No

(VINOD S. BHARDWAJ)
JUDGE