



CRM-M-65814-2025, CRM-M-73698-2025 and
CRM-M-39747-2025

137+142 (2 cases)
IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-65814-2025

Gurlal Singh
.....Petitioner

Versus

State of Punjab
.....Respondent

CRM-M-73698-2025

Harjit Singh
.....Petitioner

Versus

State of Punjab
.....Respondent

CRM-M-39747-2025

Gurpartap Singh @ Partap
.....Petitioner

Versus

State of Punjab
.....Respondent

Decided on: 24.02.2026

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Yajur Sharma, Advocate and
Mr. Akun Sheemar, Advocate
for the petitioner(s) (in CRM-M-65814-2025)

Mr. Rishu Mahajan, Advocate
for the petitioner(s)
(in CRM-M-73698-2025 and CRM-M-39747-2025)

Mr. Vinay Malhotra, DAG Punjab



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SANJAY VASHISTH, J. (ORAL)

1. By way of this common order, all the above-mentioned petitions are being decided together as they arise out of the same FIR and common allegations.
2. All the above mentioned accused namely–(i) Gurlal Singh (ii) Harjit Singh and (iii) Gurpartap Singh @ Partap have filed bail petitions under Section 483 of BNSS, 2023 (earlier Section 439 Cr.P.C.), for grant of regular bail to the petitioners, during the pendency of trial, who have been booked in a criminal case arising out of First Information Report, as detailed hereunder:-

FIR No.	Date	Section(s)	Police Station	District
44	19.07.2024	21, 25, 29 of NDPS Act	State Special Operation Cell	Amritsar District Intelligence Wing (CID)

3. On 19.07.2024, a secret information was received and on the basis of which, before effecting actual recovery of any narcotic contraband, FIR in question was registered against all three accused named here above.

During investigation, it was noticed that all three of them were together in Maruti Brezza bearing registration No. PB46AF4609 and the car was being driven by Gurpartap Singh @ Partap. Other two named accused-Harjit Singh and Gurlal Singh were sitting in the car. On making search of the car, 1.443 Kgs. of Heroin was recovered from dashboard and dikki of the car and, thus, counsel representing petitioner-Harjit Singh @ Jeeta and Gurlal Singh submits that the petitioners, aged about 24 years and 26 years respectively, were never found indulged in any other criminal activity, punishable under the NDPS Act. Thus, submits that they both might be lacking of having any knowledge of the narcotic



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contraband lying there in the the dashboard and also in the dikki and, thus, having no conscious possession of the case property, at this stage can not be assumed to be accused for the recovered Heroin.

4. Learned counsel for the petitioner(s) submit that petitioners are inside jail since 19.07.2024 i.e. for the last about 01 year and 07 months and out of total 14 prosecution witnesses, only 04 have been examined and 10 more have yet to depose before the trial Court. Thus, pray for grant of bail.

5. Regarding Gurpartap Singh @ Partap, who is aged 25 years, there is a submission that there is no case registered ever against him in his past career. However, on being asked, it is informed that car in question belongs to Lakhwinder Singh, who is none else than father of petitioner-Gurpartap Singh @ Partap.

6. On the other hand, learned State counsel submits that all the accused were since found together in one car and in ordinary course, all of them are expected to have knowledge of narcotic contraband i.e. Heroin lying inside car. Thus, prays for dismissal of bail.

7. I have considered the submissions addressed by learned counsel for the parties.

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8. Admittedly, petitioner is occupying the car, while sitting in the driving seat, having full control of the same and the said car is owned by his father Lakhwinder Singh.

9. Faced with the situation, learned counsel for the petitioner submits that he does not wish to press the petition qua the petitioner-Gurpartap Singh @



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Partap and, thus, seeks permission to withdraw the same, at this stage.

10. The petition is dismissed as withdrawn. However, it will be open for the petitioner to move fresh bail petition, after a period of six months, if trial is not even completed nor even near to the conclusion.

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CRM-M-73698-2025 (petitioner - Harjit Singh)**

11. Petitioners i.e. Gurlal Singh (in CRM-M-65814-2025) and Harjit Singh (in CRM-M-73698-2025) aged 26 years and 24 years respectively, in the given background which are given here above, there is no earlier instance of similar nature ever found registered against them. Even if the allegations are to be taken as true/correct, both the petitioners were not having control over the car in question, though they were occupying their seats, while sitting inside the car, also the alleged contraband, which has been recovered from the car, was also not clearly visible, since it was lying inside the dashboard and diggi of the car.

Being inside jail for the last more than a period 01 year, 07 months and only four prosecution witnesses out of 14 have been examined till date and they can not be detained for indefinite period. Thus, the petitions are **allowed**. Petitioners namely, (i) Gurlal Singh and (ii) Harjit Singh, are ordered to be released on regular bail, subject to their 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.

12. Needless to observe that the petitioner(s) shall not extend any threat and shall not influence any prosecution witness in any manner directly or indirectly.

13. Any of the discussion done and recorded here above, shall not be



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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.

- 14. Both the petitions stand disposed of.
- 15. A photocopy of this order be placed on the files of other connected cases.

24.02.2026
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(SANJAY VASHISTH)
JUDGE

Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No