



CRM-M-66904-2025

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

CRM-M-66904-2025

Date of decision: 02.02.2026

**LOVISH KUMAR @ LOVISH
GROVER @ LOVI**

...PETITIONER

VERSUS**STATE OF PUNJAB**

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

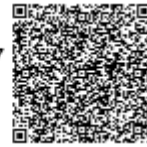
Present: Dr. Anmol Rattan Sidhu, Sr. Advocate with
Mr. Harlove Singh Rajput, Advocate for the petitioner.

Mr. Raj Karan Singh, AAG, Punjab.

RAJESH BHARDWAJ, J. (ORAL)

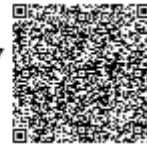
1. Present petition has been filed praying for the grant of regular bail to the petitioners in case bearing FIR No.136, dated 22.03.2025, under Sections 25 of Arms Act, 18 of NDPS Act, 1985, 109 of BNS, 2023 (Sections 111 of BNS, 61,85 of NDPS Act and Sections 25, 59 of Arms Act added later on), registered at Police Station Zirakpur, District SAS Nagar.

2. Succinctly the facts of the case is that police, on 22.03.2025, received a secret information to the effect that Lovish Grover @ Lovi (present petitioner) was involved in smuggling of the illegal weapons and intoxicant substance opium. It was informed that he was living at Flat No.12-C, Shiva Enclave, near Village Singhpura, Zirakpur. If raid was conducted, he could be arrested along with illegal weapons and the contraband. On receiving a secret information, the raiding party reached at the disclosed flat. Inmate of the flat was given a warning to come out, however, instead of surrendering, on opening the door, he opened fire shots at the raiding party. In retaliation, the police also fired and the fired shots hit at the

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leg of the inmate. He was taken into custody. On asking, he disclosed his name to be Lovish Grover @ Lovi. The search of the flat was conducted and two pistols, four live 30 mm cartridges, two live 9 mm cartridges, one 12-bore DBBL gun bearing No. A-413437-Y06 along with 16 live cartridges, 400 grams of opium, and ₹2.5 lakhs in cash were recovered from beneath the clothes lying in the cupboard. He failed to produce any license regarding the possession of the same and thus, he was arrested at the spot. On registration of FIR, investigation commenced. During investigation, he made a disclosure statement to the effect that the co-accused, namely, Gurpreet Singh who is involved in the present case bought from him 800 grams of opium, .32 bore 01 pistol with two magazines and 12 live cartridges. On completion of the investigation, the challan was presented. He approached the learned Additional Sessions Judge, SAS Nagar for grant of bail. However, after hearing both the sides and finding no merit in the same, the learned Additional Sessions Judge, SAS Nagar declined the bail application vide order dated 14.08.2025. The petitioner had earlier approached this Court by filing CRM-M-29195-2025 and CRM-M-52993-2025, which were dismissed as not pressed/withdrawn vide orders dated 10.07.2025 and 24.09.2025, respectively. Thereafter, the petitioner again approached this Court in CRM-M-58804-2025, which was dismissed on merits vide order dated 17.10.2025. Thus, the petitioner is before this Court praying for the grant of bail by way of filing the fourth petition.

3. Learned Senior counsel for the petitioner has vehemently contended that the petitioner has been falsely implicated in the present case. He submits that the FIR is registered on the basis of secret information, however, there is violation of provisions of Section 42 of NDPS Act. He further submits that no independent

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been violated as well. He further submits that the allegations regarding firing by the petitioner are totally false and frivolous as there is no injury on the side of the police party but there is injury suffered by the petitioner himself. He further submits that false implication of the petitioner in the present case is writ-large. He further submits that petitioner is behind bars since 26.03.2025 and he is involved in 06 more cases, however, he is on bail in those cases. He further submits that in the facts and circumstances, the petitioner deserves to be granted regular bail.

4. Per contra, learned State counsel has opposed the submissions made by the counsel for the petitioner and submits that the petitioner was specifically named in the FIR and he is a habitual offender. He further submits that on conducting the raid, two pistols, four live 30 mm cartridges, two live 9 mm cartridges, one 12-bore DBBL gun bearing No. A-413437-Y06 along with 16 live cartridges, 400 grams of opium, and ₹2.5 lakhs in cash were recovered. He further submits that on his disclosure, the involvement of the co-accused, namely, Gurpeet Singh was also established and from him, other illegal weapons and 800 grams of opium were also recovered. He, on instructions, submits that investigation is complete and challan has been presented. He has placed on record the custody certificate of the petitioner.

5. Heard.

6. On hearing learned counsel for the parties and perusing the record, it is deciphered that the FIR was registered on the basis of secret information. The contraband recovered admittedly falls within the category of non-commercial quantity. Though the offence is alleged under Section 109 BNS, no member of the police party sustained any injury during the alleged raid at the petitioner's house.

Custody certificate produced would show that the petitioner has completed incarceration of 10 months and 02 days as on 31.01.2026 and he is involved in 06



more cases, however, he is on bail in those cases.

7. The veracity of the allegations would be assessed only after conclusion of the trial and on the appreciation of evidence to be led by both the parties before the trial Court.

8. This Court would refrain itself from commenting anything on the merits of the case. Keeping in view, this Court is of the opinion that learned counsel for the petitioner succeeds in making out a case for grant of regular bail to the petitioner. Accordingly, the present petition is allowed. Petitioner is ordered to be released on bail on his furnishing bail/surety bonds to the satisfaction of the concerned Trial Court/Duty Magistrate. Nothing said herein shall be treated as an expression of opinion on the merits of the case.

02.02.2026
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(RAJESH BHARDWAJ)
JUDGE

Whether speaking/reasoned: Yes/No
Whether reportable: Yes/No