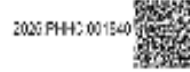


235 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH



CRM-M-68321-2025 (O&M)
Date of Decision: 12.01.2026

SURESH ALIAS CHECHA ... PETITIONER
VERSUS
STATE OF HARYANA ... RESPONDENT

CORAM : HON'BLE MR. JUSTICE H.S.GREWAL

Present:- Mr. D.S.Virk, Advocate for the petitioner.
Mr. Vijay Kumar, AAG Haryana.

H.S. GREWAL, J. (ORAL)

1. The petitioner is seeking regular bail under Section 483 of the Bharatiya Nagarik Suraksha Sanhita (BNSS) in FIR No.105 dated 04.05.2023, under Sections 18(b), 18(c), 29 of Narcotic Drugs and Psychotropic Substances Act, registered at Police Station Sadar Nirwana, District Jind, Haryana.

2. The case of the prosecution is that 6 Kg 404 gms of opium was recovered from the possession of co-accused namely Rajbir and Dilawar. The petitioner has been nominated on the basis of disclosure statement of the co-accused.

3. Learned counsel for the petitioner submits that the petitioner has undergone actual custody for a period of 01 year, 11 months and 05 days. Apart from the disclosure statement, there is no other evidence to implicate the present petitioner in the commission of crime.

4. Notice of motion.

5. Mr. Vijay Kumar, AAG Haryana accepts notice on behalf of the State and vehemently opposes the prayer for grant of regular bail to the petitioner on the ground of gravity of allegations. He has filed the custody

certificate in Court, which is taken on record. As per the custody certificate,

the petitioner has undergone actual custody for a period of 01 year, 11 months and 05 days. Learned State counsel further submits that out of 25 prosecution witnesses, only 02 prosecution witnesses have been examined so far. The petitioner is involved in one more case under NDPS Act.

6. I have heard the learned counsel for the parties and perused the record.

7. The petitioner has been nominated on the basis of disclosure statement of the co-accused. The petitioner has undergone actual custody for a period of 01 year, 11 months and 05 days. Out of 25 prosecution witnesses, only 02 witnesses have been examined so far. The trial of the case is likely to take a long time and continuous detention of the petitioner would not serve the ends of justice. Keeping in view the facts and circumstances of the present case, this Court deems it fit to grant the concession of regular bail to the petitioner during the pendency of the trial.

8. Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bail bonds, surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate concerned.

9. It is clarified that if on bail so granted through the instant order the petitioner is found indulging in any other criminal case, it shall be open to the State to seek cancellation of his bail.

12.01.2026

Janki

(H.S.GREWAL)
JUDGE

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