

CRM-M-69217-2025 (O&M)  
CRM-M-72655-2025 (O&M)

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

2026.PHHC.043165



**Date of Decision: 19.03.2026**

1. CRM-M-69217-2025 (O&M)

VENUS KUMAR ... PETITIONER  
VERSUS  
STATE OF PUNJAB ... RESPONDENT

2. CRM-M-72655-2025 (O&M)

LOVEPREET SINGH @ LOVE ... PETITIONER  
VERSUS  
STATE OF PUNJAB ... RESPONDENT

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

Present:- Mr. Prikshit Thakur, Advocate for the petitioner  
[CRM-M-69217-2025](#).

Ms. Samanpreet Kaur, Advocate and  
Mr. Harmanpreet Singh, Advocate  
for the petitioner in CRM-M-72655-2025.

**H.S. GREWAL, J. (ORAL)**

1. By this common order both the petitions mentioned above are being disposed of as common FIR is involved in these petitions.

2. The petitioners are seeking regular bail under Section 483 of the Bharatiya Nagarik Suraksha Sanhita (BNSS) in FIR No.155 dated 24.04.2015 registered under Sections 21, 22, 29/61/85 of the NDPS Act at Police Station 'A' Division, District Amritsar City.

3. The case of the prosecution is that on 24.4.2015, 180 grams of intoxicant powder was recovered from the possession of co-accused

Kulwinder Singh and 130 gram of intoxicant powder was recovered from petitioner (Venus Kumar) in the area of Village Vallah, which they were carrying without any licence or permit. The FIR was registered on 24.4.2015 and they were released on bail awaiting the report of FSL. The petitioner (Lovepreet Singh @ Love) has been nominated on the basis of the disclosure statement made by Kulwinder Singh and Venus and thereafter, Lovepreet Singh @ Love was arrested on 25.04.2015.

3. Learned counsel for the petitioners submit that the petitioners are innocent and have been falsely implicated in the present case. Petitioner (Venus Kumar) was only a pillion rider and petitioner (Lovepreet Singh @ Love) has been nominated on the basis of disclosure statement made by the co-accused. They further submit that the challan was presented on 16.02.2019, however, charges have been framed on 03.07.2025 and the petitioners are in custody for the last more than 05 months and are not involved in any other case. They, thus, pray for grant of bail to the petitioners.

4. Notice of motion.

5. Mr. Parneet Singh Pandher, A.A.G., Punjab accepts notice on behalf of the State and vehemently opposed the prayer for grant of regular bail to the petitioners on the ground of gravity of allegations. Learned State counsel has filed the custody certificates in Court, which are taken on record. He further submits that as per the custody certificates, the petitioners are in custody for the last more than 05 months.

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

7. After hearing the rival contentions of the learned counsel for the parties and keeping in view the facts and circumstances of the case that the

FIR was registered wayback in the year 2015 and challan was presented on 16.02.2019 and thereafter, charges have been framed on 03.07.2025 which timeline shows the negligence on the part of the prosecution; the petitioners are in custody for the last more than 05 months; they are not involved in any other case; the conclusion of trial is likely to take a long time and continuous detention of the petitioners would not serve the ends of justice, this Court has no option but to grant the concession of regular bail to the petitioners during the pendency of the trial. Moreover, *'bail is rule and jail is exception'*.

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

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

(H.S.GREWAL)  
JUDGE

19.03.2026  
Janki

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