



CRM-M-71715-2025

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-71715-2025

Decided on :11.03.2026

Jai Kumar @ Jai Dev Sharma @ Jai

... Petitioner(s)

Versus

State of Punjab

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Lakshay Bector, Advocate for the petitioner.

Mr. Neeraj Madaan, Sr. DAG, Punjab.

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SANJAY VASHISTH, J. (Oral)

1. Present petition has been filed under Section 483 of BNSS, seeking regular bail in case FIR No.81 dated 16.06.2024, under Section 21-C of NDPS Act, registered at Police Satation Meharban, District Ludhiana.

2. As per the allegations, petitioner along with his co-accused Parminder Singh @ Rinku were intercepted on foot and searched by the police. During the search, 600 grams of heroin were reportedly recovered from the possession of the petitioner, and 420 grams of heroin from the possession of the co-accused.

3. The quantity of contraband recovered is commercial in nature under the provisions of the Narcotic Drugs and Psychotropic Substances (NDPS) Act, 1985, which renders the offence extremely serious.

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It is well-settled that where a commercial quantity of contraband is involved, as in the present case, the accused carries a heavy onus to prove that bail should be granted in the facts and circumstances of the case, and such an application is to be considered on restrictive and exceptional grounds.

The recovery of a large quantity of heroin, coupled with the role of the petitioner and co-accused, prima facie indicates organized and premeditated trafficking activity, which cannot be brushed aside lightly. Granting bail at this stage would not only prejudicially affect the ongoing investigation, but also create a real possibility of tampering with evidence and influencing prosecution witnesses. Furthermore, the seriousness of the offence and the interests of public health and safety weigh strongly against extending the concession of bail to the petitioner.

4. In view of the above, and having regard to the principles laid down under the NDPS Act in relation to *commercial quantity*, present petition is dismissed at this stage.

(SANJAY VASHISTH)
JUDGE

11.03.2026***Rashmi***

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No