



CRM-M-72686-2025

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-72686-2025
Date of decision: 25.02.2026

KASHMIR GIRI @ KASHMIR GIR

....PETITIONER

VERSUS

STATE OF PUNJAB

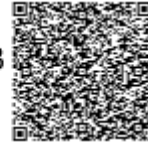
...RESPONDENT

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

Present: Mr. Anil Kumar Garg, Advocate for the petitioner.

H.S.GREWAL,J. (ORAL)

1. This is a petition for regular bail filed under Section 483 of BNSS for grant of regular bail to the petitioner in case FIR No. 147 dated 18.09.2025 under Sections 21 of NDPS Act (Section 27-A of NDPS Act added later on) registered at Police Station Doraha, Police District Khanna, District Ludhiana.
2. As per the case of the prosecution, on 18.09.2025, the police party was on routine patrolling duty for checking of suspicious persons in front of MB Chicken Market, G.T. Road, Doraha, where they apprehended accused Gurlal Singh @ Gora with 300 grams of heroin. During investigation, on the basis of the disclosure statement suffered by Gurlal Singh @ Gora, accused Mohd. Irsad, Davinder Singh and Lovepreet Singh were nominated on 19.09.2025. Accused Davinder Singh was arrested on 20.09.2025 and 705 grams of heroin was allegedly recovered from his possession. Thereafter, accused Mohd. Irsad was arrested on 21.09.2025 accused Lovepreet Singh @ Lavi was arrested on 24.09.2025 and he disclosed the name of Roop Singh, Jagga Singh, Tejveer Singh and 271 grams of heroin was recovered from them. Accused-Lovepreet

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Singh also disclosed that he used to contact co-accused Gurlal Singh through his mobile and also stated that Kashmir Gir and Dinkar Kalia @ Shenty Kalia used to buy heroin from him. On his disclosure statement, the petitioner was arrested on 26.09.2025 and 50 grams of heroin was recovered from him.

3. Learned counsel for the petitioner submits that the petitioner has falsely been implicated in the present case as he was not named in the FIR. He further submits that he has been nominated only on the basis of disclosure statement made by the co-accused, which is inadmissible in evidence. It is argued that the alleged recovery falls within the ambit of non-commercial quantity. He further submits that the petitioner is in custody since 26.09.2025. He further submits that co-accused have already been granted concession or regular bail by this Court.

4. Notice of motion.

5. Mr. Rohit Hans, DAG, Punjab accepts notice on behalf of the respondent-State. He has vehemently opposed the prayer made by learned counsel for the petitioner on the ground that the allegations against the petitioner are serious. He has filed the custody certificate of the petitioner in Court today and the same is taken on record. As per the custody certificate, the petitioner is in custody for the last 04 months and 24 days. He further submits that the petitioner is also involved in two more cases under the IPC Act and the challan has not yet been presented in the present case.

6. I have heard the submissions made by the parties and gone through 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 and the fact



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no useful purpose would be served for further incarceration of the petitioner. As the petitioner is in custody for the last 04 months and 24 days; continuous detention of the petitioner would not serve the ends of justice. Moreover, bail is rule and jail is exception. Hence, this Court deems it appropriate to grant the concession of regular bail to the petitioner during the pendency of the trial. Accordingly, 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. Nothing said hereinabove shall be considered as an expression of opinion on the merits of the case.

10. It is clairfied that if on bail so granted through the instant order, the petitioner is found indugling in any other ciriminal case it shall be open to the State to seek cancellation of his bail.

25.02.2026
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(H.S.GREWAL)
JUDGE

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