

2026:PHHC:001153



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

212-1

**CRM-M-72682-2025 (O&M)
Date of Decision: 09.01.2026**

JAGMEET SINGH @ DOCTOR

... Petitioner

VERSUS

STATE OF PUNJAB

... Respondents

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

Present: Mr. Nakul Sharma, Advocate
for the petitioner.

H.S. GREWAL, J. (ORAL)

CRM-52306-2025

Allowed as prayed for.

MAIN CASE

This petition has been filed under Section 483 Bharatiya Nagrik Suraksha Sanhita, 2023 seeking regular bail for the petitioner in case FIR No.92 dated 27.05.2025 under Sections 18(b) and 27/61/85 of the NDPS Act, 1985 registered at Police Station Sadar Sri Muktsar Sahib, District Sri Muktsar Sahib.

2. The case of the prosecution is that the petitioner alongwith his co-accused was travelling in a car bearing Registration No.HR-13G-9140 and 2.600 Kgs. opium was recovered from the said vehicle and as such, the petitioner alongwith his co-accused have been booked in the present case.

3. Learned counsel for the petitioner contends that the car in question does not belong either to the petitioner or his co-accused and as such, the

‘conscious possession’ would be a debatable issue in the present case. He further submits that the petitioner has already undergone a period of 07 months and 09 days and the trial of the case might take long time to conclude since out of 28 witnesses, only 09 witnesses have been examined. Hence, the counsel prays for grant of regular bail to the petitioner.

4. Notice of motion.

5. Mr. Hardeep Hans, AAG, Punjab accepts notice and vehemently opposes the petition for grant of bail on the ground that there is an active role of the petitioner in the commission of the offence in question. Hence, he prays for dismissal of the present petition. Custody certificate filed by the State Counsel is taken on record. As per the said certificate, the petitioner has already undergone a period of 07 months and 09 days.

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

7. Keeping in view the facts and circumstances of the case and taking into consideration the fact that the petitioner is in custody for the last 07 months and 09 days and the trial against the petitioner might take long time to conclude, this Court is of the opinion that the petitioner deserves the concession of regular bail. Moreover, bail is rule and jail is exception. Since the continuous incarceration of the petitioner would not serve the ends of justice, 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/surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

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

10. Nothing discussed hereinabove shall be construed as an expression of opinion on the merits of the case.

JANUARY 09, 2026.

Rajender

(H.S. GREWAL)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No