



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

CRM-M-39380-2025

Date of Decision:29.07.2025

Gurpreet Singh @ Machu

...Petitioner

vs.

State of Punjab

...Respondent

Coram : **Hon'ble Mr. Justice N.S.Shekhawat**

Present : Mr. Raghav Soni, Advocate
 for the petitioner.

Mr. I.P.S Sabharwal, DAG, Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the present petition under Section 483 of B.N.S.S with a prayer to grant of regular bail to him in case FIR No. 70, dated 17.04.2025, registered under Sections 21-B,27-A,29 of NDPS Act, Police Station Chheharta, District Amritsar (Annexure P-1).

2. Learned counsel for the petitioner contends that as per the allegations levelled by the complainant, only 10 grams of heroin and alleged drug money of Rs.3,000/- were recovered from him. He further contends that the recovery of contraband falls within the ambit of “non-commercial quantity” and the bar contained in Section 37 of the NDPS Act do not apply to the facts of the present case. Learned counsel for the petitioner next contends that the petitioner was arrested in the present case on 17.04.2025 and is a first offender.

3.. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner.

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

carefully.

5. In the present case, the petitioner is stated to be in custody for the last about 03 months. Even, the recovery of contraband from the petitioner falls within the ambit of “non-commercial quantity”. Thus, further custody of the petitioner will not serve any meaningful purpose.

6. Without commenting on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial on his furnishing bail bonds and surety to the satisfaction of the concerned trial Court/ Duty Magistrate/Chief Judicial Magistrate.

29.07.2025
hitesh

(N.S.SHEKHAWAT)
JUDGE

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