



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

211

**CRM-M-22420-2025
Date of decision: 02.05.2025**

BALBIR SINGH

....Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present : Mr. Onkar Rai, Advocate
for the petitioner.

Mr. Jasdeep Singh Additional AG, Punjab.

SANJAY VASHISTH. J.(Oral)

1. The instant petition has been filed under Section 483 of BNSS, 2023 (earlier Section 439 Cr.P.C.), for grant of regular bail to the petitioner, during the pendency of trial, who has been booked in a criminal case arising out of First Information Report, as detailed hereunder:-

Name of Petitioner(s)	FIR No.	Date	Section(s)	Police Station	District
Balbir Singh	143	18.09.2024	22 and 29 of NDPS Act	Mukerian	Hoshiarpur

2. It is contended that there is a recovery of 125 loose intoxicant tablets and drug money of Rs.10,000/- from the left pocket of the lower of the petitioner. Petitioner is stated to be there inside the jail since 18.09.2024 i.e. for a period of more than 07 months. After completion of investigation, challan has been submitted, however, the process of trial is yet to start. Learned counsel contends that since culmination of trial will take considerable time and also that petitioner is



- 2-

not involved in similar activity, deserves the concession of bail.

3. On advance notice and in response to the arguments addressed by learned counsel for the petitioner, learned State counsel, produces the custody certificate dated 01.05.2025 in Court today, which is taken on record. Office to tag the same at appropriate place. A copy thereof has been handed over to the counsel for the petitioner.

4. As per the custody certificate, in the present case, petitioner has already undergone 07 months and 11 days period inside jail and there is no other case registered against him.

5. Learned State counsel confirms the fact that petitioner is there inside the jail for a period of 07 months and 11 days. He also confirms that the trial is yet to start, though the investigation of the case is complete and final report has been submitted.

6. As per the circumstances narrated before this Court and recorded hereabove, along with the age of petitioner, who is 52 years of age and earlier to this, no such incident of similar offence is registered against him; and that 07 months and 11 days of incarceration has already been suffered by the petitioner, I deem it appropriate to grant the concession of bail to the petitioner.

Consequently, prayer made in the present petition is **allowed**. Petitioner is ordered to be released on bail, subject to his furnishing bail/surety bonds to the satisfaction of the learned trial Court/ Chief Judicial Magistrate/ Illaqa Magistrate/ Duty Magistrate concerned, if not required in any other case.

7. Needless to observe that the petitioner shall not extend any threat and shall not influence any prosecution witness in any manner directly or indirectly.



8. The observation made hereinabove shall not be construed as an expression of opinion on the facts of the case and the Trial Court is expected to decide the case on the basis of complete evidence available on record.

9. It is further made clear that if, in future, petitioner is directly found indulged in similar kind of activities, this order shall be deemed to be cancelled.

10. Petition stands disposed of.

(SANJAY VASHISTH)
JUDGE

02.05.2025
amandeep

Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No