



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

**102+205**

**CRM-40430-2024 in/ and  
CRM-M-10596-2024 (O&M)  
Date of decision: 22.08.2025**

**MOHD. SHAKEEL @ SONI**

... applicant-Petitioner

Versus

**STATE OF PUNJAB**

.. Respondent

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

**Present:-** Mr. Sandeep Kumar Passi, Advocate  
for the applicant-petitioner.

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**H.S. Grewal, J. (Oral)**

**CRM-40430-2024**

Allowed as prayed for and Annexure P-8 is taken on record.

**Main case**

1. This is the second petition filed under Section 439 of Code of Criminal Procedure, seeking regular bail in FIR No.74 dated 20.06.2023 under Section 22 of NDPS Act (Section 29 of NDPS Act, added later on) registered at Police Station City II Malerkotla, District Malerkotla, Punjab.

2. The case of the prosecution is that 85 intoxicant vials of 100 ml mark RX Chlorpheniramine Maleate Codeine Phosphate Syrup Omerex cough syrup and 20 intoxicant vials of 100 ml mark RX codeine Phosphate chlorpheniramine Maleate syrup Wincerex cough syrup have been recovered from the petitioner. It is stated that the petitioner is running a chemist shop and is holding a valid wholesale licence to stock the said contraband.



3. Learned counsel for the petitioner contends the petitioner has been falsely implicated in the present case. He further contends that the petitioner is in custody for the period of 02 years, 01 month and 28 days and he is not involved in any other case. He further submits that the trial in the present case, is yet to commence.

4. Notice of motion.

5. Mr. Rishabh Singla, AAG, Punjab, accepts notice on behalf of the respondent-State.

6. Learned counsel for the State by way of filing of custody certificate, vehemently opposes the grant of concession of regular bail. He does not refute the fact that the petitioner is in custody for a period of 02 years, 01 month and 28 days and trial is yet to commence.

7. I have heard learned counsel for the parties and have gone through the material placed on record.

8. Keeping in view the above and the fact that the custody undergone by the petitioner is 02 years, 01 months and 28 days; trial is yet to commence and the conclusion of the trial is likely to take a long time, further incarceration of the petitioner would not serve the ends of justice. Therefore this Court deems it fit to grant the concession of regular bail to the petitioner.

9. Hence, without expressing any opinion on the merits of the case, the instant petition is **allowed**. The petitioner is granted the concession of regular bail, on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate/ Chief Judicial Magistrate concerned.

10. It is however, made clear that in case during his bail, if the petitioner indulges in any offence, the State shall be at liberty to file an



application for cancellation of bail of the petitioner.

11. Pending applications, if any, also stand disposed of.

**22<sup>nd</sup> August, 2025**

*Sonia Puri*

**(H.S. GREWAL)**

**JUDGE**

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