



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

**CRM-M-57515-2024**

**Date of Decision:28.04.2025**

Kaku Singh

...Petitioner

vs.

State of Punjab

...Respondent

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

**Present :** Mr. Jashandeep Singh Sandhu, Advocate  
for the petitioner.

Mr. M.S. Bajwa, DAG, Punjab.

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**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 regular bail to him in case FIR No. 83, dated 24.05.2024, registered under Sections 22,29 of NDPS Act and Section 27 of NDPS Act added later on, Police Station STF Mohali, District Barnala, Punjab.
2. Learned counsel for the petitioner contends that as per the version of the prosecution, Manjoor Khan, co-accused was apprehended by the police, while he was carrying 1000 tablets of Tramadol in his conscious possession, without any permit or license. During the course of investigation, Manjoor Khan is stated to have suffered a statement in police custody that he had purchased the contrabands from the present petitioner. On the strength of such statement, the petitioner was arrested and after his arrest, no recovery was effected from him. He further contends that even two more cases under the provisions of NDPS Act were ordered to be registered against the petitioner, but

the petitioner is on bail in both the cases.

3. On the other hand, learned State counsel has vehemently opposed the prayer made by learned counsel for the petitioner on the ground that four other cases including two cases of NDPS Act were ordered to be registered against the petitioner.

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

5. In the present case, admittedly no recovery was effected from the present petitioner and he is stated to be in custody for the last about 07 months. The challan has already been presented against him and the trial is not likely to conclude in near future. Apart from that, even though two more cases were ordered to be registered against him, but he is on bail in these cases.

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 subject to the following conditions:-

*(i) The petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case, so as to dissuade him to disclose such facts to the Court or to any other authority.*

*(ii) The petitioner shall remain present before the Court on the dates fixed for hearing of the case.*

*(iii) The petitioner shall not absent himself from the Court proceedings except on the prior permission of the Court concerned.*

*(iv) The petitioner shall surrender his passport, if any, (if already not surrendered), and in case he is not holder of the same, he shall swear an affidavit to that effect.*

*(v) The petitioner shall also file his affidavit before the concerned Court, mentioning his ordinary place of residence and number of mobile phone, which shall be used by him during the pendency of the trial. In case of change of place of residence/mobile number, he shall share the details with the concerned Court/learned Trial Court.*

*(vi) In case, the petitioner is involved in any other criminal activity, during the pendency of the trial, it shall be viewed seriously.*

*(vii) The concerned Court may insist on two heavy local sureties and may also impose any other condition, in accordance with law, while accepting the bails bonds and surety bonds of the petitioner.*

7. In case, the petitioner violates any of the conditions mentioned above, it shall be viewed seriously and the concession of bail granted to him shall be liable to be cancelled and the prosecution shall be at liberty to move an application in this regard.

28.04.2025  
hitesh

**(N.S.SHEKHAWAT)**  
**JUDGE**

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