2025:PHHC:064198

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-17249-2025 (O&M)
Date of Decision:14.05.2025

Jarman Singh …Petitioner

vs.

State of Punjab …Respondent

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

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

Mr. Ravneet Singh Joshi, 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.79, dated 24.09.2023, registered under Sections 21(c),23,25,27-A and 29 of NDPS Act, Police Station Kalanaur, District Gurdaspur (Annexure P-1).

2. Learned counsel for the petitioner contends that as per the case set up by the prosecution, four persons were arrested by the police on 24.09.2023, while they were carrying 12 Kg and 816 grams of heroin and Rs.27.55 lacs drug money. He next contends that the petitioner was involved in the present case only on the basis of secret information and he was arrested in the present case on 30.09.2023, after six days of registration of the FIR. He further contends that no recovery was effected from the present petitioner and the present petition deserves to be allowed by this Court. The petitioner is a first offender and was never involved in any other crime.

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3. On the other hand, learned State counsel has vehemently opposed the prayer made by learned counsel for the petitioner on the ground that serious allegations have been levelled against the petitioner and the present petition deserves to be dismissed by this Court.

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

5. It is not in dispute that no recovery was effected from the present petitioner nor he was present at the place of spot. Even admittedly no criminal case was ever registered against him. The petitioner is in custody since 30.09.2023 and his further custody 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.

7. Pending application(s), if any, stand(s), disposed of, accordingly.

(N.S.SHEKHAWAT)
JUDGE

14.05.2025
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No

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