



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

244

CRM-M-46040-2025

Date of decision: 13th October, 2025

Abdul Ghafoor @ Dilavar

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Ms. Vanita, Advocate for the petitioner.
(through VC)
Mr. Roshandeep Singh, Assistant Advocate General, Punjab.

MANISHA BATRA, J (ORAL):-

The present petition has been filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') by the petitioner seeking grant of regular bail in case bearing FIR No. 92 dated 28.6.2023 registered under Section 22 of Narcotic Drugs and Psychotropic Substance Act, 1985 (for short 'NDPS') at Police Station Bullowal, District Hoshiarpur, on the allegations that on 28.06.2023, recovery of 60 grams of contraband was effected from the petitioner. The petitioner was formally arrested. After completion of investigation, challan was presented before the learned trial Court.

2. It is argued by learned counsel for the petitioner that he has been falsely implicated in this case. He has been in custody since 28.06.2023. Trial will take time to conclude. His further incarceration would not serve any useful purpose. It is, therefore, urged that he deserves to be



released on bail.

3. *Per contra*, learned State counsel has submitted that there are serious and specific allegations against the petitioner that as 60 grams of *Diphenoxylate Hydrochloride*, which was of commercial quantity was recovered from the petitioner. He is a habitual offender since he was convicted in a similar case under Section 22 of NDPS Act. Trial of this case has almost concluded as all the prosecution witnesses have been examined. There are chances of his absconding or intimidating the witnesses, if extended benefit of bail. Therefore, it is urged that the petition does not deserve to be allowed.

4. This Court has heard learned counsel for the parties at considerable length and has gone through the record carefully.

5. All the prosecution witnesses have already been examined. The trial has almost concluded. The petitioner has criminal antecedents. In view of the above discussed facts, this Court is of the considered opinion that the no case for release of the petitioner on bail is made out at this stage. Accordingly, the petition is dismissed.

6. It is, however, clarified that the observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

7. Since the main petition has been dismissed, pending application, if any, is rendered infructuous.

[MANISHA BATRA]
JUDGE

13th October, 2025

Parveen Sharma

1. *Whether speaking/ reasoned* : *Yes / No*
2. *Whether reportable* : *Yes / No*