



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

**CRM-M-54869-2025
Date of Decision:-08.10.2025**

GURPINDER SINGH ALIAS RVI

.....Petitioner

Vs.

STATE OF PUNJAB

.....Respondent

CORAM:- HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present:- Mr. Ishwinderpal Singh, Advocate
for the Petitioner.

Mr. M.S. Toor, A.A.G., Punjab.

JASJIT SINGH BEDI, J.

The prayer in this petition under Section 483 BNSS is for the grant of regular bail in case FIR No.38 dated 12.08.2025 (Annexure P-1) registered under Sections 21/27-A/29/61/85 of NDPS Act at Police Station Mattewal, District Amritsar.

2. The brief facts of the case are that Gurpinder Singh @ Ravi (petitioner) was apprehended with 4 grams of heroin and Rs.400/-.

3. The learned counsel for the petitioner contends that the petitioner had been falsely implicated in the present case. There was violation of mandatory provisions of the Act regarding search and seizure including Sections 42 and 50. As the petitioner is in custody since 12.08.2025 but the report under Section 173(2) Cr.PC is yet to be filed and

the recovery is of non-commercial quantity of contraband, he is entitled to the concession of bail..

4. The learned counsel for the State, on the other hand, contends that serious allegations have been levelled against the petitioner. Offences of this kind were on the rise and, therefore, he is not entitled to the concession of bail. He, however, concedes that the petitioner is in custody since 12.08.2025, that the report under Section 173(2) Cr.PC is yet to be filed and that the recovery was of non-commercial quantity of contraband.

5. I have heard the learned counsel for the parties.

6. Admittedly, the recovery from the petitioner is of non-commercial quantity of contraband. Therefore, the bar contained under Section 37 of the NDPS Act would not be applicable to the case of the petitioner. Further, the petitioner is stated to be in custody since 12.08.2025 and the report under Section 173(2) Cr.PC is yet to be filed. Therefore, the trial of the present case is not likely to be concluded anytime soon. In this situation, the further incarceration of the petitioner is not required.

7. Thus without commenting on the merits of the case, the present petition is allowed and the petitioner-Gurpinder Singh @ Rvi S/o Kartar Singh is ordered to be released on bail subject to his furnishing bail bonds and surety bonds to the satisfaction of learned CJM/Duty Magistrate, concerned.

8. The petition stands disposed of.

(JASJIT SINGH BEDI)
JUDGE

08.10.2025

JITESH

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>