

2025:PHHC:098068



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

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CRM-M-24951-2025 (O&M)
Date of decision : 01.08.2025

Nachhattar Singh @ Angrej Singh**...Petitioner****Versus****State of Haryana****...Respondent****CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA**

Present:- Mr. Imran Farooqi, Advocate
for the petitioner. (Through VC)

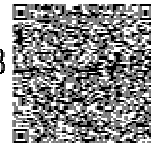
Ms. Himani Arora, DAG, Haryana.

MANISHA BATRA, J. (Oral)

1. The instant one is the second petition that has been filed by the petitioner under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking regular bail in case bearing FIR No. 531 dated 04.10.2024, registered under Sections 15, 18, 15C and 27A of the Narcotic Drugs and Psychotropic Substances Act, 1985 (*for short 'NDPS Act'*) at Police Station Thanesar Sadar, District Kurukshetra. The previous petition, bearing number **CRM-M-5205-2025**, was dismissed on 20.03.2025.

2. The petitioner has been booked in the aforesaid case on the allegations that he had exchanged several calls with co-accused Amarjit Singh, who was apprehended at the spot and from whom, recovery of 56 kgs. of poppy husk and 440 grams of opium was effected, and had also paid him an amount of Rs. 20,000/-for procuring contraband. The petitioner was arrested on 06.10.2024 and since then he is custody. Trial is going on.

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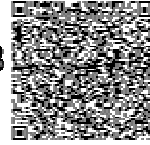
3. Learned counsel for the petitioner has argued that the petitioner has been falsely implicated in this case. He was neither named in the FIR nor was found at the spot. He has been nominated in this case on the basis of the disclosure statement suffered by co-accused Amarjit Singh, which is not admissible in evidence. No subsequent recovery of any contraband has been effected from the petitioner. He has clean antecedents and is not involved in any other case. The petitioner is in custody since 06.10.2024. No useful purpose would be served by keeping him in custody anymore. Co-accused Shyam Singh, who was also nominated on the basis of the disclosure statement of co-accused Amarjit Singh, has already been granted concession of bail by this Court, vide order dated 23.07.2025 passed in **CRM-M-22144-2025**. On the grounds of parity, the petitioner too deserves the same benefit. Therefore, it is urged that the petition deserves to be allowed and the petitioner deserves to be released on regular bail.

4. Status report has been filed by the respondent-State. Learned State counsel has argued that keeping in view the gravity of the allegations, the petitioner is not entitled to get benefit of bail. It is, thus, argued that the petition is liable to be dismissed.

5. I have heard learned counsel for the parties at considerable length and have also perused the material placed on record.

6. The petitioner has been nominated in this case on the basis of the disclosure statement suffered by the co-accused. However, no subsequent recovery is shown to have been effected from him. He is in custody since 06.10.2024. He is not shown to be involved in any other case. Co-accused Shyam Singh has been granted concession of bail by this Court as mentioned

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above. Investigation has since been completed and *challan* has been filed. However, no prosecution witness has been examined so far as even charges are yet to be framed, which means that conclusion of trial is likely to take time. The same may be termed as change in circumstances. Therefore, keeping in view the aforementioned facts and circumstances, I am of the considered opinion that no useful purpose would be served by keeping the petitioner in custody anymore. Accordingly, the present petition is allowed. The petitioner is ordered to be released on regular bail, subject to her furnishing personal/surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned. However, it will be open for the prosecution to apply for cancellation of bail in case the petitioner is found involved in any other subsequent case.

7. It is made clear that any observation made herein above is only for the purpose of deciding the present petition and the same shall have no bearing on the merits of the case.

01.08.2025

Waseem Ansari

(MANISHA BATRA)
JUDGE

*Whether speaking/reasoned**Yes/No**Whether reportable**Yes/No*