

2025:PHHC:107287



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

CRM-M-31284-2025 (O&M)

Reserved on : 12.08.2025

Pronounced on : 20.08.2025

Simranjit Kaur

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present:- Mr. Rakesh Kumar, Advocate
for the petitioner.

Mr. Vivek Sharma, AAG, Punjab.

MANISHA BATRA, J.

1. Prayer in this petition, filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, is for grant of regular bail to the petitioner in case bearing FIR No. 04 dated 07.01.2025, registered under Sections 21(B), 21(C), 27-A and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (*for short 'NDPS Act'*) at Police Station Chheharta, District Amritsar.

2. Brief facts of the case relevant for the disposal of the present petition are that on 07.01.2025, co-accused Jugraj Singh @ Shiva was apprehended by a police party headed by SI Jagga Singh and recovery of 30 grams of heroin was effected from him. Upon interrogation, he disclosed that the recovered contraband was being sold at his house by his mother (present petitioner), brother Navraj Singh @ Lalli and neighbour Dilpreet

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Singh. On the basis of the same, the said persons were nominated in this case as accused and were arrested on 08.01.2025. They admitted their involvement in selling heroin. Co-accused Jugraj Singh @ Shiva further disclosed that he had previously purchased 02 kgs. of heroin from one Manjit Singh, which was delivered to him by Manjit Singh himself on the asking one Sandeep Singh, who was in jail. Thereafter, at the instance of Jugraj Singh @ Shiva, further recovery of 500 grams of heroin and drug money of Rs.10,000/- was effected on 09.01.2025 from his house. Some other persons were also nominated in this case. Recovery of 400 grams of heroin was effected from co-accused Lovepreet Singh, whereas 150 grams of heroin was recovered from co-accused Gurdev Singh @ Rohit, which they had purchased from Manjit Singh. After completion of necessary investigation and usual formalities, *challan* was presented in the Court and presently, the petitioner along with the co-accused is facing trial for commission of aforementioned offences.

3. Learned counsel for the petitioner has argued that the petitioner has been falsely implicated in this case. She was neither named in the FIR nor was found at the spot. She has been nominated in this case on the basis of the disclosure statement suffered by the above named co-accused, which is not admissible in evidence. No subsequent recovery has been effected from her. She has clean antecedents and is not involved in any other case. Even otherwise, investigation stands completed and *challan* has been filed. Conclusion of trial is likely to take time as even charges have not been framed. The petitioner is in custody since 08.01.2025. No useful purpose would be served by keeping her in custody anymore. Therefore, it is urged

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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 levelled against the petitioner, she 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 made by co-accused Jugraj Singh @ Shiva, who is her own son. The petitioner is in custody since 08.01.2025. No subsequent recovery is shown to have been effected from her. She is not even shown to be involved in any other case. Investigation has since been completed and *challan* has been filed. Conclusion of trial would take considerable time as even charges have not been framed. Keeping in view the aforesaid 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.

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20.08.2025

Waseem Ansari

**(MANISHA BATRA)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No