



CRM-M-41631-2025

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**214-I IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH****CRM-M-41631-2025****Date of Decision: 19.08.2025****MOHAR SINGH @ ANIL**

..... Petitioner

*Versus***STATE OF PUNJAB**

..... Respondent

CORAM: HON'BLE MR. JUSTICE YASHVIR SINGH RATHOR

Present : Mr. Navjit Singh, Legal Aid Counsel for the petitioner.

Mr. Gorav Kathuria, DAG Punjab.

YASHVIR SINGH RATHOR, J. (Oral)

1. Prayer in the present 1st petition is for grant of regular bail to the petitioner in case having FIR No.140 dated 4.12.2023 registered under Sections 22-C, 29 of NDPS Act at Police Station 'D' Division, District Amritsar.

2. As per allegations in the FIR, two persons were apprehended on 04.12.2023 while travelling on a scooty. The same was being driven by Prince Kumar while Baljinder Singh was riding the pillion. 29 boxes of Tramadol each box containing 50 strips and each strip containing 10 tablets and total 14500 tablets were recovered from them. They disclosed that they had purchased the contraband from one Major Singh who is confined in jail. Accused Baljinder Singh further disclosed that he had given 10 boxes of tablets to Akash Singh on the direction of co-accused Major Singh. Thereafter, Akash Singh was arrested on 06.12.2023 but no contraband was recovered from his possession. However, he suffered a disclosure statement to the effect that he had handed over 5 boxes of tablets to Mohar Singh @ Sunny-petitioner on the direction of Major Singh. He further made another disclosure statement to the effect that he had handed over 2 more boxes to Surjit Singh. Thereafter, Mohar Singh



was arrested on 06.12.2023 and Surjit Singh was arrested on 07.12.2023. Said Major Singh disclosed that he runs the business of sale of intoxicating tablets from jail along with his accomplice Gurpreet Singh and he nominated Rashpal Singh and Karanjit Singh as accused. On 11.12.2023, co-accused Gurpreet Singh was arrested and on the disclosure statement of Gurpreet Singh, one Sachin Kumar was arrested on 18.12.2023 who was owner of Elichem Pharma firm. Thereafter, on the disclosure statement of Sachin, accused Yogesh Kumar, Akash Kumar @ Rahul and Chander Kanta were arrested on 19.12.2023, 18.12.2023 and 19.12.2023 respectively. The alleged contraband was purchased from Gloss Pharmaceuticals Private Limited owned by Rekha Vashisht and Manish Vashisht who were also arrested on 21.12.2023 and huge quantity of tablets were recovered from them. After completion of investigation, challan has been presented on 30.5.2024 and now the trial is pending before the learned trial Court.

3. I have heard the learned counsel for the petitioner as well as the learned State counsel and have gone through the material collected by the police during investigation.

4. Learned counsel for the petitioner argued that the petitioner was not named in the FIR. He was nominated and apprehended by the police in this case on the basis of disclosure statement of co-accused Akash Singh. Thereafter recovery of 2500 tablets has been planted upon the petitioner just to falsely implicate him. Co-accused/Baljinder Singh, from whom, 14500 tablets were recovered has already been released on bail by a Coordinate Bench of this Court. Learned Counsel further contended that another co-accused/Sachin Kumar has also been released

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on bail by this Court vide order dated 27.3.2025 and co-accused/Rekha Vashisht and Manish Vashisht who owned Gloss Pharmaceuticals Private Limited, have also been released on bail by this Court vide orders dated 7.4.2025 and 25.4.2025 respectively. Petitioner is in custody since 06.12.2023, the trial is likely to take sufficiently long time to conclude and thus petitioner is entitled to be released on bail on the ground of parity as well.

5. On the other hand, learned State counsel has opposed the bail and argued that the petitioner has committed heinous offence and he does not deserve the concession of bail.

6. Name of petitioner had cropped up in the disclosure statement of co-accused Akash Singh and thereafter petitioner was apprehended and 2500 tablets of Tramadol were recovered from his possession. Main accused namely Baljinder Singh from whom 14500 tablets were recovered has already been released on regular bail by a Coordinate Bench of this Court and thereafter, other accused namely Sachin Kumar, Rekha Vashisth, Manish Vashisth and Akashdeep Singh too have also been released on bail and petitioner too is thus entitled to be released on bail.

7. In view of the above, without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on regular bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

(YASHVIR SINGH RATHOR)
JUDGE

19.08.2025

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Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No