



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

**CRM-M-39166-2025**

**Reserved on: 11<sup>th</sup> September, 2025**

**Pronounced on: 15<sup>th</sup> September, 2025**

Shindan @ Shimdhan

...Petitioner

Versus

State of Haryana

...Respondent

**CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA**

Present: Mr. Kunal Dawar, Advocate for the petitioner.

Ms. Himani Arora, Deputy Advocate General, Haryana. s

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**MANISHA BATRA, J :-**

This petition has been filed under Section 483 of the the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') by the petitioner seeking grant of regular bail in case arising out of FIR No. 04 dated 02.01.2024, registered under Section 20 of Narcotic Drugs and Psychotropic Substance Act, 1985 (for short 'NDPS') at Police Station Camp Palwal, District Palwal, Haryana, on the allegations that on 02.01.2024, a raid was conducted in the house taken on rent by the petitioner and her husband, and 33.333 kg of cannabis kept in 300 small polythenes was recovered from the same. On the same day, a case bearing FIR No.3 had been registered at the police station as against the petitioner and her husband and recovery of 10.412 kgs of cannabis was effected from another house taken on rent by the petitioner and her husband. After registration of FIR,



investigation proceedings were initiated. Javed, husband of the petitioner was arrested and was subsequently extended benefit of bail. The present petitioner was arrested on 13.06.2025. Investigation qua her also stands completed.

2. It is argued by learned counsel for the petitioner that she has been falsely implicated in this case. Infact, the FIR in question is a counter-blast to a private complaint filed by Feroz, brother-in-law of the petitioner against police officials/officers of Police Station City Palwal and a Civil writ petition bearing CWP-19766-2023 has been filed at the instance of petitioner's husband and brother-in-law against the police officials/officers of Police Station City Palwal. Brother-in-law of the petitioner had been illegally detained by the police officials and was got released only on filing of CWP-11430-2023 and feeling offended, the police officials involved her husband and herself in this case.

3. It is further argued that the entire prosecution is totally improbable and unnatural. A raiding was allegedly formed to conduct raid in the house allegedly taken on rent by the petitioner and her husband. The raid was allegedly conducted in two houses and two separate recoveries are shown to have been effected. Infact a false recovery has been planted. No recovery has been effected either at the instance of the petitioner or from her conscious possession. Her husband had suffered disclosure statement on 21.04.2024 but no role whatsoever had been attributed to her. She was arrested in this case much after a gap of 01 year and more than 02 months from the date of registration of FIR on the basis of another disclosure statement alleged to have been suffered by her husband which cannot be



considered to be admissible in evidence. The investigation now stands completed. Trial will take considerable time to conclude. The rigors of Section 37 of the NDPS Act are not applicable as against her. No useful purpose would be served by keeping her in custody anymore. Co-accused, Javed has already been extended benefit of bail. It is, therefore, urged that she too deserves to be released on bail.

4. Status report has been filed. It is argued by learned State counsel that there are serious and specific allegations against the petitioner. She has criminal antecedents as she is also involved in case bearing FIR No.3 dated 02.01.2024 registered at Police Station Palwal. There are chances of her intimidating the witnesses, absconding or committing similar offences, if extended benefit of bail. It is, therefore, urged that the petition does not deserve to be allowed.

5. This Court has heard rival submissions made by learned counsel for the parties.

6. Recovery of commercial quantity of cannabis is alleged to be effected from the rented accommodation of the petitioner and her husband on 02.01.2024. The investigation already stands concluded. Challan has been filed. The trial is likely to take time. There is no basis for the contention that the petitioner may abscond, intimidate the witnesses or may commit similar offences, if extended benefit of bail. The co-accused, Javed, who is husband of the petitioner, has already been extended benefit of bail. The petitioner was arrested in this case after a gap of more than 01 year and 02 months. She was not initially nominated as an accused as her name is alleged to have been taken by her husband, three months after the



occurrence. The recovery was not from the conscious possession of the petitioner. The fact that the petitioner was actually occupant of the house in question from where the recovery has been effected as a tenant, is to be ascertained only on the basis of the evidence to be produced during trial. In view of the above discussed facts but without expressing any opinion on the merits of the case, lest the same prejudice the trial, the petition is allowed and the petitioner is ordered to be released on bail subject to her furnishing personal as well as surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

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

**[MANISHA BATRA]**  
**JUDGE**

**15<sup>th</sup> September, 2025**

*Parveen Sharma*

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