



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

CRM-M-57246-2024

Date of Decision:03.03.2025

Shamsher Singh @ Shera

...Petitioner

vs.

State of Punjab

...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Parivartan Singh, Advocate with
Mr. Rajiv Kumar Saini, Advocate
for the petitioner.

Mr. Deepinder Singh Brar, Sr. DAG, Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the present petition under Section 483 of B.N.S.S with a prayer to grant regular bail to him in case FIR No. 19, dated 27.01.2024, registered under Sections 21,25,27A,29 of NDPS Act, Police Station Gharinda, District Amritsar (Annexure P-1).

2. As per the case of the prosecution, on getting a secret information, the police had arrested Jarman Singh @ Bahman and Akashdeep Singh @ Khatti and after arresting both of them, 01 Kilogram of *heroin* was recovered from both of them. During the course of investigation, Jarman Singh @ Bahman disclosed that he used to supply *heroin* to Jodhbir Singh and Lovepreet Singh, who used to sell further and used to give the sale proceeds to Jarman Singh @ Bahman. As per the case of the prosecution, Jodhbir Singh was also arrested and after his arrest, he disclosed that he had procured the contraband from Bachittar Singh and Shamsher Singh @ Shera (petitioner).

3. Learned counsel for the petitioner contends that in fact, the petitioner was nominated as an accused on the basis of disclosure statement suffered by the co-accused and even similarly placed co-accused Bachittar Singh has already been granted the concession of interim anticipatory bail by this Court in CRM-M-55519-2024, vide order dated 07.11.2024.

3. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that one more case has already been registered against the present petitioner, however, he admits that the petitioner is on bail in the said case.

4. I have heard the learned counsel for the parties and perused the record carefully.

5. The petitioner was arrested in the present case on 02.09.2024 and the challan has already been presented against him. Moreover, no recovery was effected from the petitioner in the present case and similarly placed co-accused Bachittar Singh has already been granted the concession of interim anticipatory bail by this Court.

6. Without commenting on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial on his furnishing bail bonds and surety to the satisfaction of the concerned trial Court/ Duty Magistrate/Chief Judicial Magistrate.

(N.S.SHEKHAWAT)
JUDGE

03.03.2025
hitesh

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No