

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

2025:PHHC:135794



212 CRM-M-35736-2025 (O&M)
Date of Decision: 26.09.2025.

Ajit ...Petitioner.
Versus
State of Haryana ...Respondent.

CORAM: HON'BLE MRS. JUSTICE SUKHVINDER KAUR

.....

Present: Mr. Gaurav Arora, Advocate for the petitioner.

Mr. Sulinder Kumar, DAG, Haryana.

SUKHVINDER KAUR, J. (Oral)

Present petition has been filed under Section 483 of BNSS for grant of regular bail to the petitioner in FIR No.32 dated 12.02.2025, under Section 18/61/85 of NDPS Act, registered at Police Station Kotwali, District Faridabad.

As per prosecution case, on 11.02.2025, ASI Sukhbir received the secret information that the petitioner was indulged in the trade of contraband opium. On the basis of the said information, the police party reached at the spot and apprehended the petitioner with a polythene bag being carried in his hand. Contraband i.e. opium 83.70 grams was recovered from it and taken into police possession. Accordingly, the FIR in question was registered against the petitioner after completing all the formalities.

Learned counsel for the petitioner contended that the petitioner has been falsely implicated in the present case. The petitioner is in custody since long. He has urged that as trial of the case is likely to take time, therefore, the petitioner be granted concession of regular bail.

On the other hand, learned State counsel opposed the present petition and submitted that the petitioner was found in possession of 83.70 grams opium and as such, he does not deserve any leniency from the Court.

Heard.

The petitioner had been specifically named in the secret information. As per the allegations, the petitioner along with co-accused was found in possession of opium weighing 83.70 grams, which falls within the 'intermediate quantity'. The complicity of the petitioner is a matter of trial. As per the custody certificate, the petitioner is in custody since 07 months and 13 days. Co-accused, namely Sanjeev Yadav @ Sanju Gupta and Swatantar Yadav @ Jeetu have already been granted regular bail by this Court vide order dated 12.05.2025 in CRM-M-22927-2025. As conclusion of trial is likely to take time, so no useful purpose would be served by further detaining the petitioner behind the bars.

Accordingly, the present petition is allowed and the petitioner is ordered to be admitted to regular bail, on furnishing adequate bail bonds and surety bonds, to the satisfaction of concerned learned trial Judge/Chief Judicial Magistrate/Duty Magistrate.

However, nothing observed herein above shall be construed to be an expression of opinion on the merits of the case. The observations recorded above are only for the purpose of deciding the present bail petition.

Pending application(s), if any, shall also stand disposed of.

(SUKHVINDER KAUR)
JUDGE

26.09.2025.

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