



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

**CRM-M-14709-2025**

**Date of decision: 24.03.2025**

**RAJESH @ MANJU SINGH**

**....Petitioner**

**Versus**

**STATE OF HARYANA**

**....Respondent**

**CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY**

Present:- Mr. Baljeet Beniwal, Advocate  
for the petitioner.

Mr. Amrik Narwal, DAG Haryana.

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**SANJIV BERRY, J. (ORAL)**

The instant petition has been preferred by the petitioner under Section 483 of BNSS, 2023 for grant of regular bail to the petitioner in the following case:-

<b>FIR No.</b>	<b>Dated</b>	<b>Sections</b>	<b>Police Station</b>
508	25.12.2024	15 of NDPS Act	Kheripul, District Faridabad, Haryana.

2. Learned counsel for the petitioner inter alia contends that the petitioner is innocent and has been falsely implicated in this case. He contends that the petitioner is not having any criminal antecedents.

3. Learned counsel for the petitioner further contends that even otherwise as per the allegations 5.270 kgs of poppy husk is alleged to have



been recovered from the petitioner which does not fall within the purview of commercial quantity. He further contends that the petitioner is already in custody since 25.12.2024 and even the challan has already been presented and as such prays for grant of regular bail.

4. Per contra, learned State counsel on instructions from ASI Dharam Pal, Investigating Officer of the case submits that the petitioner was found in possession of 5.270 kgs of poppy husk and as such, he is not entitled for concession of bail. However, learned State counsel has not disputed the fact that the petitioner is not having any criminal antecedents.

5. After considering the respective submissions and perusing the record, it transpires that the instant FIR was registered on the basis of secret information and accordingly a *naka* was laid where the police authority allegedly apprehended the present petitioner carrying a plastic bag on his shoulder from the search whereof, 5.270 kgs of poppy husk was recovered. This factual position is not disputed by learned State counsel. Admittedly, the petitioner is not having any criminal antecedents. The alleged recovery does not fall within the purview of commercial quantity. Since the petitioner is not having any criminal antecedents and also that the conclusion of trial to ascertain the criminal liability, if any, of the petitioner, will take sufficient long time, no purpose would be served by detaining the petitioner in custody any longer.



6. In these circumstances, without commenting on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of learned Trial Court/Duty Magistrate concerned, if not required in any other case; undertaking to regularly appear on each and every date; not to leave the country without prior permission of the Court; and not to tamper with evidence of prosecution in any manner.

7. It is further made clear that in case the petitioner is found involved in any case under the NDPS Act, after his release on bail, it will be open for the prosecution to move an application for cancellation of his bail in accordance with the law.

8. Any observation made above shall not be construed as opinion of this Court on the merits of the case.

9. Pending miscellaneous application(s), if any, stand disposed of.

24.03.2025  
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**(SANJIV BERRY)**  
**JUDGE**

- |     |                            |        |
|-----|----------------------------|--------|
| i)  | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable?        | Yes/No |