



2026:PHHC:074857

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

CRM-M No.10120 of 2026

Balbir Singh @ Ballu

... Petitioner

Versus

State of Haryana

... Respondent

1.	The date when the judgment is reserved	11.05.2026
2.	The date when the judgment is pronounced	13.05.2026
3.	The date when the judgment is uploaded on the website	13.05.2026
4.	Whether only operative part of the judgment is pronounced or whether the full judgment is pronounced	Full
5.	The delay, if any, of the pronouncement of full judgment, and reasons thereof	Not applicable

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Rohit Kaushik, Advocate,
for the petitioner.

Mr. Neeraj Poswal, AAG, Haryana,
for the respondent-State.

MANISHA BATRA, J.

1. The present petition has been filed by the petitioner under
Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (For short



2026:PHHC:074857



“BNSS”) seeking regular bail in the FIR mentioned below:-

FIR No.	Dated	Police Station	Sections
0181	13.12.2025	Sector-9, Ambala City, District Ambala	20(c) and 29 of Narcotic Drugs and Psychotropic Substances Act, 1985 (for short ‘NDPS Act’)

2. Brief facts relevant for the purpose of disposal of this petition are that the aforementioned FIR was registered on the allegations that on 13.12.2025, a secret information was received to the effect that accused Divya who originally hailed from Himachal Pradesh and was then residing in Ambala City, was engaged in the business of sale of narcotic substance from home and at that time also, she was having huge quantity of narcotic substance. Believing the secret information to be true, a raiding party was immediately formed which conducted raid at the house of accused Divya and recovered 01 Kg and 635 grams of charas found stored in a wooden almirah. The recovered contraband was taken into possession. The accused Divya was formally arrested. An amount of Rs.11,500/- was also recovered from her. On interrogation, she suffered disclosure statement to the effect that she along with her live-in-partner Kuldeep Kumar @ Goldy was engaged in the business of procuring charas from the present petitioner Balbir Singh @ Ballu and selling the same to drug addicts in Ambala at higher rates. The petitioner was arrested on 15.12.2025 whereas the accused Kuldeep Kumar was arrested on 11.03.2026. Investigation has since been concluded.



2026:PHHC:074857



3. It is argued by learned counsel for the petitioner that he has been falsely implicated in this case on the basis of disclosure statement of co-accused which cannot be considered to be admissible in evidence. He is in custody since 15.12.2025. He is only a daily wager working in Apple orchards in Himachal Pradesh. His antecedents are clean. No useful purpose would be served by detaining him in custody any more. No recovery has been effected from him. It is, therefore, argued that the petition deserves to be allowed.

4. Per contra, learned Assistant Advocate General, Haryana has argued that the allegations against the petitioner are serious in nature. He had supplied commercial quantity of contraband to the co-accused Divya. Call detail records of the mobile phone of the petitioner and the co-accused Divya have been collected during investigation and the same reveal that there was frequent telephonic communication between the duo prior to the recovery which establish their nexus and coordination in the illegal trafficking of narcotic substance. More so, the bank account of accused Divya reflects financial transactions involving the petitioner which corroborates the supply of contraband in lieu of monetary consideration. The petitioner played a crucial role as supplier of the contraband. There are chances of his committing similar offences, if extended benefit of bail. It is, therefore, argued that the petition does not deserve to be allowed.

5. This Court has considered the rival submissions.



2026:PHHC:074857



6. The petitioner is alleged to have supplied commercial quantity of contraband to the co-accused. Though no recovery of any narcotic substance has been effected at his instance, however, the investigation conducted so far has revealed the complicity of the petitioner in the crime as there is exchange of calls between the petitioner and the co-accused. Not only this, during the year 2025, two transactions amounting to Rs.50,000/- and Rs.60,000/- respectively are shown to have taken place from the bank account of the co-accused Divya to his account which prima facie suggest his complicity in the crime. Taking into consideration the gravity of the allegations, the quantum of sentence which the conviction may entail and the attendant facts and circumstances, this Court is of the considered opinion that the petition does not deserve to be allowed at this stage. Accordingly, the same is dismissed.

7. It is, however, clarified that observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

(MANISHA BATRA)
JUDGE

13.05.2026
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Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No