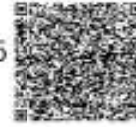




2026:PHHC:075495



2026:PHHC:076850

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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Decided on : 13.05.2026

Amarjit Singh @ Kaka @ Amarjeet Singh

. . . Petitioner(s)

Versus

State of Punjab

. . . Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

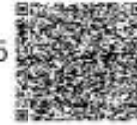
Present : Mr. P.K.S. Phoolka, Advocate
for the petitioner(s).

Mr. Manjinder Singh Bhullar, DAG Punjab

SANJAY VASHISTH, J. (Oral)

1. Present petition has been filed under Section 483 of BNSS, seeking grant of regular bail, in case, FIR No.294, dated 13.12.2025, under Sections 105, 3(5) of BNS, 2023 (Old Sections 304, 34 of IPC) and Section 29 of NDPS Actm 1985, registered at Police Station Sadar Bathinda, District Bathinda.

2. The present case got registered on the basis of statement of the complainant-Jagjiwan Singh. As per the version stated in FIR, the son of the complainant Amrik Singh @ Dhatu was doing the work of carpenter for the last 5 years and for the last two years he was working with another Carpenter, Gagandeep Singh, at the house of one Dharam Singh. Due to the company of Amarjit Singh @ Kaka, his son Amrik Singh @ Dhatu became a drug addict. On 12.12.2025, his son had left home at 8.30 a.m. on his motorcycle PB-06-1554,



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however, he did not come back home after finishing his work at 5.30 p.m. On making enquiry, complainant was informed that at about 7-8 p.m., three young persons namely (i) Bunty Singh, (ii) Amarjit Singh @ Kaka (petitioner herein) and third person having little hair were taking drugs, while sitting on the ground. On the next morning at about 8-9 a.m. person having short hair cut was found lying unconscious on the ground, who later was got admitted by villagers in the Civil Hospital by Sahara Club. Thereafter, complainant reached the hospital and found that the dead body in the mortuary is of his son Amrik Singh @ Dhatu and after identifying the same, he got registered the aforementioned FIR.

3. Learned counsel for the petitioner argues that, it being the admitted position that deceased himself was a drug addict, no one else should be held liable for his death. Moreover, allegations are based upon hearsay, because the present FIR was got registered by the father of the deceased, who himself had not seen the deceased in the company of the petitioner and co-accused-Bunty Singh. Further submits that in the absence of any substantial evidence or anything directly connecting the petitioner with the reason of death of complainant's son, petitioner can not be blamed for the death of complainant's son. Thus, prays for grant of bail.

4. In response to the arguments addressed by learned counsel for the petitioner, learned State counsel, produces custody certificate in the Court today, which is taken on record. Registry is directed to tag the same at appropriate place. A copy thereof has been handed over to the counsel for the petitioner.

As per the custody certificate, in the present case, the petitioner has already undergone the period of 04 months and 26 days, inside jail.

5. Learned State counsel, while opposing the prayer and submissions advanced on behalf of the petitioner, submits that it is a case where the young



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person aged 33 years has become a drug addict and then died because of the bad habit developed at the instance of petitioner-Amrik Singh @ Dhatu. He further submits that, in the State of Punjab, such instances are at increase, and people who are in habit of consuming drugs together in each others company need to be dealt with strict hands, without granting any concession of bail. Thus, prays for dismissal of the petition.

6. Heard the submissions addressed by learned counsel for the parties and has also perused the record available on file.

7. Undoubtedly, FIR was got registered by the father of deceased on the basis of information given by the co-villagers, after seeing the dead body lying in the mortuary of the hospital. Deceased-Amrik Singh @ Dhatu, himself was a drug addict and even if this habit developed in him due to the aid given by petitioner, it is yet to be established whether there was any intentional attempt to make the deceased a drug addict or a heavy dose of drug was administered to the deceased by petitioner. No such evidence could be pointed out by the State counsel, sufficient to raise presumption that petitioner had administered heavy dose of the narcotic drug to deceased, Amrik Singh @ Dhatu, with a purpose to see him dying. Nor any motive is attributed. Petitioner is inside jail for the last more than a period of 04 months and conclusion of trial is likely to take considerable time.

8. In view of the totality of circumstances and without commenting on merits, this Court deems it appropriate to extend the concession of regular bail to the petitioner.

Consequently, prayer made in the present petition is allowed. Petitioner is ordered to be released on bail, subject to his furnishing bail/surety bonds to the satisfaction of the learned trial Court/ Chief Judicial Magistrate/ Illaqa



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Magistrate/ Duty Magistrate concerned, if not required in any other case.

9. Needless to observe that the petitioner shall not extend any threat and shall not influence any prosecution witness in any manner directly or indirectly.

10. Any of the discussion done and recorded here above, shall not be construed as an expression of opinion on the facts of the case. Therefore, trial Court is expected to decide the case by taking an independent view, on the basis of evidence available on record, as expeditiously as possible, in accordance with law.

11. It is further made clear that if, in future, petitioner is directly found indulged in similar kind of activities, this order shall be deemed to be cancelled.

12. **Petition stands disposed of.**

May 13, 2026

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Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No

(SANJAY VASHISTH)
JUDGE