

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Criminal Misc. No.M-1708 of 2015 (O&M)
Date of decision: 19th February, 2015

Baljinder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. J.S.Sandhu, Advocate,
for the petitioner.

Mr. Amrinder Singh Klar, AAG, Punjab,
for the respondent(s)-State.

INDERJIT SINGH, J.

Petitioner has preferred this petition under Section 439 Cr.P.C., seeking regular bail in case FIR No.48 dated 28.05.2014, registered at Police Station Banur, District Patiala, under Section 22 of the Narcotic Drugs & Psychotropic Substances Act, 1985.

Learned counsel for the petitioner contended that recovery from the petitioner is non-commercial and prayed for grant of regular bail to the petitioner.

On the other hand, learned State counsel opposed this petition for bail.

I have heard learned counsel for the petitioner and learned State counsel and have gone through the record.

At the time of arguments, learned State counsel contended that recovery from the petitioner falls in non-commercial quantity. He has also placed on record letter written by Drug Inspector, Sahibzada Ajit Singh Nagar-II, stating that the total

quantity of Dextropropoxyphenne Hydrochloride comes to be 106.176 grams. The petitioner is in custody since 28.05.2014. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody till the disposal of the case.

Therefore, keeping in view the facts and circumstances of the present case and without discussing the facts of the case in minute details and without expressing any opinion on the merit of the case, the present petition is accepted and the petitioner is ordered to be released on regular bail on his furnishing bail bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of learned trial Court/Duty Magistrate.

19th February, 2015
mamta

(INDERJIT SINGH)
JUDGE