

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

**C.R.M-M No.34242 of 2015(O&M)
Date of Decision : 20.10.2015**

Harvinder Singh

..... Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Kawaljyot Singh, Advocate
for the petitioner.

Ms. Amarjit Kaur Khurana, Addl.A.G., Punjab.

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case F.I.R. No.159 dated 19.08.2014 registered under Sections 21, 22, 61, 85 of the NDPS Act, at Police Station Sadar, District Jalandhar.

Pursuant to order dated 12.10.2015 in the connected case reply has been filed in that case and the discrepancies pointed out on the last date has been sought to be explained.

Learned counsel for the petitioner has argued that the explanation is hardly credible.

Learned Additional Advocate General has argued that the

explanation given is not at all unreasonable.

Learned counsel for the petitioner has countered by arguing that in any case the fact is that recovery of 55 gms of intoxicating powder is marginally more than the commercial quantity and that the co-accused has been granted the concession of bail by order of even date. He has further argued that the petitioner has now been in custody for the last 5½ months.

Learned Additional Advocate General on instructions from Inspector Lakhbir Singh has accepted these facts.

Keeping in view the above facts and the period of incarceration already suffered by the petitioner, without going into the merits of the case, I deem it appropriate to release the petitioner on regular bail to the satisfaction of the trial Court/Duty Magistrate.

Ordered accordingly.

Petition stands disposed of.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

October 20, 2015

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**(AJAY TEWARI)
JUDGE**