

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

CRM-M No.35450 of 2015 (O&M)

Date of Decision: 20.10.2015

Jagsir Singh @ Bittu and another

..... Petitioners

Vs.

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Parminder Singh Sekhon, Advocate for the petitioners.

Mr. Mikhail Kad, Assistant Advocate General, Punjab
for the respondent along with A.S.I. Gurpal Singh.

JASWANT SINGH, J. (Oral)

The prayer is for grant of regular bail on behalf of both the petitioners/accused-Jagsir Singh @ Bittu and Pargat Singh @ Pata in case FIR No. 12 dated 03.02.2015, under Section 22/61/85 of the Narcotic Drugs and Psychotropic Substances Act, registered with Police Station Sadar Budhlada, District Mansa (**Annexure P-1**).

As per allegations in the FIR, both the petitioners/accused were apprehended with 650 Tablets of Prozolam.

Learned Counsel for the petitioners/accused submits that both the petitioners are in custody since 03.02.2015 and as per the Chemical Examiner Report, the seized quantity is non-commercial in nature and further submits that after investigation, challan has been presented.

Learned State Counsel, on instructions from ASI Gurpal Singh, does not refute the aforesaid factual position.

Without commenting on the merits of the case and keeping in view the aforesaid conceded factual position, no useful purpose would be served by keeping the petitioners in custody, the present petition is allowed and petitioners are directed to be released on bail subject to the satisfaction of CJM/Duty Magistrate, Mansa.

Disposed of.

October 20, 2015

Gagan

(JASWANT SINGH)
JUDGE