

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-38883-2014 (O & M)
Date of decision:18.03.2015

Amarjit Singh @ Babbu

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Ashok Kumar Sama, Advocate,
for the petitioner.

Mr. Shilesh Gupta, Addl.A.G., Punjab.

Rajan Gupta, J. (oral)

This is a petition under Section 439 Cr.P.C. seeking regular bail in a case registered against petitioner vide FIR No.67 dated 25.06.2014 under Section 22 of Narcotic and Psychotropic Substances Act, 1985 at Police Station City Fazilka, District Fazilka.

Learned counsel for petitioner contends that petitioner is in custody for the last nine months and quantity of drug recovered from him is non-commercial in nature.

Learned State counsel seeks to place on record report of the chemical examiner. Prayer is accepted. Report is taken on record as Mark 'A'. He referred to same and submits that petitioner was found in possession of 50 tablets of XL-Pam. However, quantity of the drug is non-commercial.

Heard.

Keeping in view facts and circumstances of the case, period of incarceration of petitioner and the fact that trial may take long time to conclude, I am of the opinion that no useful purpose would be served by detaining the petitioner in custody any longer. Thus, without expressing any opinion on the merits of the case, this petition is allowed and the petitioner is directed to be released on bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Fazilka.

(RAJAN GUPTA)
JUDGE

18.03.2015

sukhpreet