

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-4285-2015 (O & M)
Date of decision:18.03.2015

Amarjit Singh @ Lakha

...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 since 25.06.2014 i.e. for about nine months. According to him, drug recovered from petitioner is neither found to be narcotic nor psychotropic substance.

Learned State counsel does not controvert the aforesaid plea.
Heard.

Keeping in view the fact that drug recovered from petitioner is neither narcotic nor psychotropic substance, period of his incarceration 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.

18.03.2015
sukhpreet

(RAJAN GUPTA)
JUDGE