

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

CRM-M-7327 of 2015
Date of Decision:07.08.2015

Jetha Ram

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MRS. JUSTICE SNEH PRASHAR

Present: Mr. D.N Ganeriwala, Advocate for
Mr. H.S. Rakhra, Advocate
for the petitioner.

Mr. Ashish Sanghi, DAG, Punjab.

SNEH PRASHAR, J.(Oral)

1. The present petition under Section 439 Cr.P.C is for grant of regular bail to the petitioner in case FIR No.119 dated 28.12.2014, under Sections 18/61/85 of the Narcotic Drugs and Psychotropic Substances Act, 1985 registered at Police station City-2 Abohar, District Fazilka.

2. Heard the submissions made by Mr. D.N Ganeriwala, Advocate, representing the petitioner and Mr. Ashish Sanghi, DAG, Punjab representing the State.

3. Learned counsel for the petitioner submits that the contraband recovered from the petitioner was 1.5 Kg. of opium, which was non-commercial quantity. The case is at the stage of prosecution evidence and the petitioner is in custody since 28.12.2014 i.e. for the last more than seven months.

4. Considering the facts and circumstances of the case and the fact that the trial is still likely to take some time whereas there appears no plausible ground to detain the petitioner in custody, without expressing any opinion on merits of the case, the present petition is allowed and the petitioner is released on regular bail during the pendency of the trial subject to his furnishing bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Fazilka.

August 07, 2015
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[SNEH PRASHAR]
JUDGE