

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

**CRM-M No.1075 of 2016 (O&M)
Date of Decision:21.01.2016**

Ajaib Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Amardeep Singh Mann, Advocate for the petitioner.

Mz. Rimplejeet Kaur, Assistant Advocate General, Punjab
for the respondent/State assisted by ASI Amrik Singh.

JASWANT SINGH, J. (Oral)

Prayer is for grant of regular bail under Section 439 Cr.P.C. on behalf of the petitioner/accused in case FIR No.36 dated 06.07.2015, under Sections 22/61/85 of the Narcotic Drugs and Psychotropic Substances Act (for short 'NDPS Act'), registered with Police Station Joga, District Mansa (**Annexure P-1**).

The alleged recovery is 240 loose intoxicant tablets from the possession of the petitioner/accused, which quantity concededly is non-commercial in nature.

Learned Counsel for the petitioner submits that the petitioner is 65 years' old and is in custody since 06.07.2015. He further submits that prosecution evidence is yet to commence and the petitioner is not involved in any other case under the NDPS Act.

Learned State Counsel, assisted by ASI Amrik Singh, is unable to refute the aforesaid factual position.

Without commenting on the merits of the case, keeping in view the custody period and the facts as noticed above, this Court finds that petitioner/accused deserves the concession of regular bail and as such he is ordered to be released on bail to the satisfaction of CJM/Duty Magistrate concerned.

Disposed of.

January 21, 2016

Gagan

**(JASWANT SINGH)
JUDGE**