

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

CRM No.M-13554 of 2016 (O&M)

Date of Decision: 04.05.2016

Kashmir Singh @ Sheera

... Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. M.S. Sodhi, Advocate for the petitioner.

Ms. Anmol Grewal, AAG, Punjab.

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TEJINDER SINGH DHINDSA, J.

This order shall dispose of the present petition filed under Section 439 Cr.P.C seeking the benefit of regular bail to the petitioner in case F.I.R. No.141 dated 12.10.2014 under sections 21, 25, 29 of N.D.P.S Act, registered at Police Station Mamdot, District Ferozepur.

Learned counsel for the parties have been heard.

As per prosecution version the alleged recovery effected from the present petitioner was of 300 grams of heroin. The recovery is stated to have been effected on 12.10.2014 and the petitioner is in custody ever since.

Investigation having been completed, challan was presented and charges were framed.

Learned State counsel upon instructions from ASI Gurdial Singh would apprise the Court that the trial is still at the initial stage as out of the 10 prosecution witnesses cited only 1 has been examined till date.

Even the alleged recovery effected from the petitioner would be construed as marginally over and above the commercial quantity.

Petitioner is not stated to be involved in any other case under the N.D.P.S Act.

Without making any observations on merits, present petition is allowed. Petitioner be enlarged on bail subject to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Ferozepur.

Petition disposed of.

04.05.2016

shubham

**(TEJINDER SINGH DHINDSA)
JUDGE**