

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

CRM-M No.15928 of 2016

Date of Decision:-26.05.2016

Kulwant Singh.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Jagpal Singh, Advocate for the Petitioner.

Mr. Kirat Singh Sidhu, Deputy Advocate General, Punjab
assisted by HC Nazir Singh.

JASWANT SINGH, J (ORAL)

Prayer is under Section 439 Cr.PC for grant of regular bail to the petitioner Kulwant Singh in case FIR No.16 dated 5.2.2016 for offence punishable under Section 22 of the NDPS Act, registered with Police Station City Budhlada, District Mansa.

Three accused i.e. petitioner-Kulwant Singh, co-accused Ghumanda Singh and Gurtej Singh were apprehended and found in possession of 100 tablets of Alprazolam of 0.5mg.

It is contended that even after the receipt of FSL report, the seized quantity is non commercial in nature. Petitioner is stated to be in custody since 05.02.2016 and after completion of investigation challan stands presented and evidence of prosecution is yet to commence.

It is next submitted that the similarly placed co-accused Ghumanda Singh has been ordered to be released on regular bail vide order dated 25.04.2016 (P-3).

Learned State Counsel assisted by HC Nazir Singh does not refute the aforesaid factual submissions made on behalf of the petitioner.

Without commenting on the merits of the case, keeping in view the custody period, parity of treatment and that the trial is not likely to be concluded in near future, present petition is allowed and the petitioner Kulwant Singh is ordered to be released on bail to the satisfaction of learned CJM/Duty Magistrate, Mansa.

Petition stands disposed of.

(JASWANT SINGH)
JUDGE

May 26, 2016
Vinay