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

CRM No. M-35687 of 2016

DECIDED ON:- NOVEMBER 09, 2016

RAVINDER KUMAR

.....PETITIONER..

VERSUS

STATE OF PUNJAB

....RESPONDENT..

CORAM:- HON'BLE MR. JUSTICE JASPAL SINGH

Present:- Mr. Ashok Giri, Advocate,
for the petitioner.

Mr. RPS Sidhu, AAG, Punjab.

JASPAL SINGH, J. (ORAL)

By virtue of instant petition preferred under Section 439 of the Code of Criminal Procedure (for brevity, "Code" only), petitioner-Ravinder Kumar has sought bail during the pendency of trial, in case FIR No.274, dated 10.12.2015, under Section 22 of NDPS Act, registered at Police Station Phillaur, District Jalandhar.

As per the case of prosecution, 55 gms of intoxicant powder was recovered from the petitioner on 10.12.2015.

Learned counsel for the petitioner contended that the recovery which is alleged to have been recovered from petitioner is marginally more than the non-commercial quantity.

Petitioner surrendered on 03.08.2016 and since then he is cooling his heels behind the bars. It is an admitted fact that after the conclusion of the

investigation, report under Section 173 (2) of the Code has already been presented before the Id. Jurisdictional Magistrate and disposal thereof, would take sufficient long time.

Taking into consideration the aforesaid aspects but without expressing any opinion on the merits of the case, the petition is allowed and petitioner is ordered to be released on bail, during pendency of trial, at the satisfaction of trial Court/Duty Magistrate.

NOVEMBER 09, 2016
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reasonable: Yes/No