

CRM-M-38085-2016

DECIDED ON: NOVEMBER 16, 2016

SHINDO @ SHINDER KAUR

... PETITIONER

VERSUS

STATE OF PUNJAB

.... RESPONDENT

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Suresh Kumar Arya, Advocate,
for the petitioner.

Mr. RPS Sidhu, AAG, Punjab.

JASPAL SINGH, J.(Oral)

Prayer in the present petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case FIR No.10 dated 07.01.2015 under Sections 15 and 22 of NDPS Act, Police Station City Sangrur, District Sangrur.

2. Learned counsel for the petitioner states that the allegation against the petitioner is recovery of 11 bottles of Rexcof containing 100 ml. each, which is marginally over and above the commercial quantity. He further submits that 80 tablets of Carisoma and 7 Kgs of poppy husk was also recovered from the petitioner as well as co-accused. He further states that the petitioner is in custody since 26.07.2016. He relies upon a judgment of this Court in **Manpreet Singh Versus State of Punjab-2015(1) R.C.R. (Criminal) 102** and order dated 11.08.2016 passed in **CRM No. M-23896 of 2016 titled Bhro v. State of Punjab** to substantiate his contentions.

3. Learned State counsel, does not dispute the custody. However, states

that the contraband recovered from the petitioner is commercial.

4. The alleged recovery of 11 bottles of Rexcof containing 100 ml. each, is marginally higher than the commercial quantity. The petitioner is in custody since 26.07.2016. The trial will take sufficient long time and no purpose would be served to keep the petitioner in custody.

5. Accordingly, the present petition is allowed and the petitioner is admitted on regular bail subject to furnishing bail bonds and surety bonds to the satisfaction of CJM/Duty Magistrate, Sangrur.

6. It is made clear that in case, the petitioner is found involved in any case of similar nature, prosecution will be at liberty to seek cancellation of her bail in the present case.

(JASPAL SINGH)
JUDGE

NOVEMBER 16, 2016

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Whether speaking/reasoned Yes/No.

Whether Reportable: Yes/No.