

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Crl. Misc. No. M- 41500 of 2016
Date of Decision:-28.11.2016

Satnam Singh and another

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr.Ravinder Sharma, Advocate for the petitioners.

Mr. P.S. Madahar, AAG, Punjab.

HARI PAL VERMA J.(Oral)

Prayer made in the present petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioners in case FIR No.136, dated 19.09.2016, for offence under Section 22 of the NDPS Act, 1985, registered at Police Station Lehra, District-Sangrur, during the pendency of trial.

Learned counsel for the petitioners contends that the petitioners are innocent and have been falsely implicated in the present case. They are in custody since 29.10.2016. He further contends that the allegation against the petitioners is that they were found in possession of *10 bottles of Corex Cough Syrup* each, thus, the contraband falls under the parameters of non-commercial category. He also contends that trial in the case will take sufficient long time, as the challan has not been presented.

Learned State counsel does not dispute the recovery as well as custody of the accused-petitioners.

I have heard learned counsel for the parties.

Considering the fact that the petitioners are in custody since 29.10.2016, coupled with the fact that the recovery is of *10 bottles of Corex Cough Syrup* from each petitioners and the trial in the case will take sufficient long time, as challan has not been presented, I deem it appropriate to allow the present petition for grant of regular bail.

Accordingly, the present petition is accepted and the petitioners, namely, *Satnam Singh and Gurpreet Singh*, are ordered to be released on regular bail, subject to their furnishing bail/surety bonds to the satisfaction of the trial Court.

It is also made clear that expression made here-in-above shall not be construed as an expression on the merits of the case and the trial Court shall be at liberty to decide the case on the basis of available evidence.

(HARI PAL VERMA)
JUDGE

28.11.2016.
Anjal

Whether speaking/reasoned? *Yes*

Whether reportable? *Yes/No*