

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-4247 of 2016 (O&M)

Date of Decision: 11.3.2016

Bikramjeet Khanna

--Petitioner

Versus

State of Punjab

--Respondent

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

Present:- Mr. Rajinder Singla, Advocate for the petitioner.

Mr. K.D. Sachdeva, Addl. A.G., Punjab.

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 13.9.2015 under section 22 of N.D.P.S Act, registered at Police Station, Sardulgarh, District Mansa.

Learned counsel for the parties have been heard.

As per prosecution version an alleged recovery of 10 vials of Rexcof syrup (100 M.L each) and 100 tablets of Carisoma was effected from the petitioner.

Petitioner has been in custody since 13.9.2015.

Learned State counsel upon instructions from ASI Deep Singh would apprise the Court that the challan in the present case has not been presented on account of the fact that an application had been moved by one of the family members of the present petitioner seeking inquiry in the matter on the ground of false implication and such inquiry is still under way.

Even the alleged recovery effected in the present case from the petitioner would be construed at best to be 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 satisfaction of C.J.M./Duty Magistrate, Mansa.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

11.3.2016
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