

CRM-M-9071-2016

Date of Decision : 12.05.2016

Rahul

.....Petitioner

versus

State of Punjab

....Respondent

**CORAM : HON'BLE MR. JUSTICE M.M.S. BEDI****Present:** Mr. Onkar Singh Batalvi, Advocate  
for the petitioner.

Mr. Jashanpreet Singh, AAG, Punjab.

**M.M.S. BEDI, JUDGE (ORAL)**

For having been found in possession of 120 grams of intoxicating powder containing Alprazolam, the petitioner has been in custody for a period of about 10 months excluding the period for which he remained on interim bail. On asking of the Court, State counsel on the instructions of Head Constable Lakhvir Singh informs that challan has not even been presented till date.

Taking into consideration the above said circumstance, I am of the opinion that the petitioner being a young boy of 20 years has to be given a fair opportunity to mend himself. Adopting a reformatory approach in peculiar circumstances of this case, I find that the petitioner can be granted the concession of bail as quantity of Alprazolam is marginally higher than the non-commercial quantity and the period of detention suffered by him will certainly have a deterrent effect upon him not to commit the same offence again.

Petition is allowed. Petitioner is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the

trial Court subject to a condition that in case the petitioner is found indulging in similar activity, this order will automatically cease to be operative.

**(M.M.S. BEDI)**  
**JUDGE**

**12.05.2016**  
*Neha*