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

CRM-M-10887 of 2017

Date of decision: April 20, 2017

Balkaran Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

Present: Mr. Neeraj Madaan, Advocate for the petitioner.

Mr. T.N. Sarup, Addl. AG Punjab.

A.B. CHAUDHARI, J (Oral)

Heard learned counsel for the rival parties.

This is a petition seeking regular bail to the petitioner in FIR No.90 dated 30.06.2016, under Sections 22 of the Narcotic Drugs and Psychotropic Substance Act, 1985 (for short 'NDPS Act'), registered at Police Station Sadar Fazilka, District Fazilka. Petitioner was arrested and is in jail since 13.07.2016.

Learned State counsel submits that there is no other case against the petitioner in relation to NDPS Act, but one other case that is of theft under IPC.

The quantity recovered was 260 gms. of intoxicating powder. It is not in dispute that the quantity of the contraband seized is more by only 10 gm. Petitioner is in jail since 13.07.2016. Looking to the above fact, in my opinion, the trial will take its own time, the petitioner is therefore, entitled for grant of bail.

In that view of the matter, this petition is allowed. Petitioner is ordered to be released on bail subject to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned. Petitioner shall not tamper with the prosecution evidence, threaten or exercise any influence on the prosecution witnesses.

(A.B. CHAUDHARI)
JUDGE

April 20, 2017

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No