

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

CRM No.M-1234 of 2017 (O&M)

Date of decision: January 23, 2017

Mohd. Hameed alias Pakka

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Neetu Singh Aashat, Advocate
for the petitioner.

INDERJIT SINGH, J.

Petitioner-Mohd. Hameed alias Pakka has filed this petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.78 dated 10.12.2016, registered at Police Station Sandaur, District Sangrur, under Section 22 of Narcotic Drugs and Psychotropic Substances Act, 1985.

Notice of motion has been issued in this case.

Mr. Deep Singh, Asstt. Advocate General, Punjab, has put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

From the record, I find that as per prosecution version 9 vials syrup of corex having 100 ML each have been recovered from the petitioner. On the face of it, the recovery effected from the present petitioner falls in non-commercial quantity.

The petitioner is in judicial custody since 10.12.2016. He is not

required for any investigation or interrogation purposes as he is in judicial custody. Nothing is to be recovered from him. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on regular bail subject to his furnishing personal bonds in the sum of ₹40,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

January 23, 2017
rajesh k.khurana

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	:	Yes
Whether Reportable	:	No