

IN THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH

CRM-M-1644-2017

Date of Decision: 20.03.2017

Gurpreet Singh @ Gopi

.....Petitioner

vs.

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Prashant Vashisht, Advocate,
for the petitioner.

Mr. Rajesh Mehta, Addl. Advocate General, Punjab.

AMOL RATTAN SINGH, J. (ORAL

This petition has been filed under Section 439 Cr.P.C., for grant of 'regular bail' to the petitioner, in case FIR No. 71 dated 15.07.2015, registered at Police Station Lambra, District Jalandhar-City, for the alleged commission of offences punishable under Sections 22/61 of the NDPS Act.

Learned counsel for the petitioner submits the petitioner was actually admitted to bail upon the FIR in question having been registered against him on 15.07.2015, but thereafter he was taken into custody after the report of the chemical examiner was submitted, showing that the contraband allegedly recorded from him was 55 grams, which is marginally above the commercial quantity of 50 grams.

Learned counsel for the State, on instructions from ASI Naunchal Singh, submits that out of five witnesses, two have been examined and as regards the remaining witnesses, non-bailable warrants

have been issued to secure their presence.

Obviously, the petitioner is in custody for the past 05 months, for the reason that official witnesses are not turning up on the summons issued by the trial Court.

Keeping in view the above and the fact that the quantity is stated to be only marginally above the commercial quantity, the petition is allowed. The petitioner shall be admitted to bail upon his furnishing adequate bail bonds and surety bonds to the satisfaction of the learned trial Court.

(AMOL RATTAN SINGH)
JUDGE

March 20, 2017
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Whether speaking/reasoned	Yes
Whether Reportable	No.