

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-17472-2017

Date of decision: July 24, 2017.

Jaswinder Singh

... **Petitioner**

v.

State of Punjab

... **Respondent**

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

Present: Shri Ashok Giri, Advocate for the petitioner(s).
Shri Ramandeep Singh Sandhu, Sr. Dy. AG, Punjab.

A.B. Chaudhari, J. (Oral):

Heard learned Counsel for the rival parties.

The petitioner seeks the grant of regular bail in FIR No.257 dated 28.12.2016, under Section 22/61/85 of the Narcotic Drugs & Psychotropic Substances Act, 1985, registered at Police Station Basti Bawa Khel, District Jalandhar.

Learned Counsel for the petitioner contends that though the petitioner was allegedly arrested at the spot on 28.12.2016 but was allowed the concession of interim regular bail on 22.2.2017 awaiting the FSL report. He further submits that the petitioner has again surrendered after the receipt of the FSL report. On merits, he submits that the petitioner was allegedly found in possession of 115 grams of intoxicating powder, which, according to him, is marginally higher than the non commercial quantity.

Learned Counsel for the petitioner further submits that there are some debatable issues which will be adjudicated upon only during trial.

Learned Counsel for the State, on instructions from ASI Jasbir

Singh, submits that there is no other case against the petitioner.

Looking to the above facts, this Court is of the opinion that further detention of the petitioner will serve no purpose, more so when the trial will take its own time.

The petition is thus allowed. The petitioner is ordered to be released on bail to the satisfaction of the trial court/CJM/Duty Magistrate concerned.

July 24, 2017.

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[**A.B. Chaudhari**]
Judge

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No