

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

-:-

Crl. Misc. M – 19594 of 2017

Date of decision: 10.10.2017

Sukhchain Singh @ Rugga

...Petitioner

Vs.

State of Punjab

...Respondent

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

Present: Mr. Rishu Mahajan, Advocate, for the petitioner.

Mr. Ramandeep Sandhu, Sr. DAG, Punjab.

A.B.CHAUDHARI, J. (Oral).

The petitioner has filed this petition under Section 439 Cr.P.C seeking regular bail in FIR No. 91 dated 06.10.2015, registered under Sections 22/61/85 of NDPS Act, at Police Station Nurmahal, District Jalandhar. Petitioner is in custody since 02.08.2016.

Heard learned counsel for the rival parties.

The allegation against the petitioner – Sukhchain Singh @ Rugga is that he was found in possession of 100 grams of intoxicating powder containing Diphenoxilate salt without any licence or permit.

Learned State counsel has stated that no other case is stated to be pending against the petitioner under NDPS Act.

The trial will take its own time. No useful purpose will be served by keeping the petitioner behind the bars any more. Therefore, in view of the abovesaid circumstances, this petition is accepted. The petitioner- Sukhchain Singh @ Rugga is ordered to be released on bail to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned subject to the following conditions:-

1. Petitioner shall file an undertaking before the trial Court that he will not indulge in similar or any other kind of offence in future;
2. Petitioner shall deposit his passport, with the trial Court;
3. In default of these conditions, the trial Court shall be at liberty to take the petitioner in custody;

Disposed of accordingly.

October 10, 2017
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(A.B.CHAUDHARI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No