

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

CRM-M-29461-2017 (O&M)

Date of decision: - 21.8.2017

Paramjit Singh @ Vicky

.....Petitioner

versus

State of Punjab

.....Respondent

CORAM: - HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: - Mr. Sham Lal Bhalla, Advocate for the petitioner.

Mr. Kirat Singh Sidhu, DAG, Punjab.

ARVIND SINGH SANGWAN, J (ORAL)

This is a petition under Section 439 Cr. P.C. for grant of regular bail to the petitioner in case FIR No. 74 dated 11.6.2016 under Sections 22/61/85 of Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Amloh, District Fatehgarh Sahib.

It is submitted on behalf of learned counsel for the petitioner that out of total alleged recovery of 700 loose tablets, only 10/10 loose tablets of white colour were sent for chemical examination. In support of his contention, he has referred to report of the Chemical Examiner dated 23.9.2016 (Annexure P-2) where it is noticed that on opening of the parcels, it was found to be containing 10 loose tablets of while color. He further submits that the total recovery from the petitioner is marginally higher than the non- commercial quantity.

It is further submitted by learned counsel for the petitioner that petitioner is in judicial lock up since 13.6.2016 and the period of more than

1 year 2 months has already elapsed. He further submits that the case is still at initial stage as no prosecution witness has been examined so far and petitioner is not involved in any other FIR.

Learned State counsel has filed the custody certificate in Court today and has not disputed the custody period undergone by the petitioner as well as the fact that petitioner is not involved in any other case.

Keeping in view the above fact and without commenting upon the merits of the case, present petition is allowed. Petitioner is ordered to be released on bail on furnishing bail bonds/surety bonds to the satisfaction of trial Court.

However, it will be open for the prosecution to apply for cancellation of bail in case the petitioner is found involved in any other subsequent case or found misusing concession of bail.

21.8.2017
preeti

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No