

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

211

CRM-M-32325 of 2017

Date of decision: November 28, 2017

Varinder Kumar @ Rinku

.....Petitioner

Versus

State of Punjab

.....Respondent

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

Present: Mr. Vivek Goyal, Advocate for the petitioner.

Mr. Ramandeep Singh Sandhu, Sr. DAG, Punjab.

A.B. CHAUDHARI, J (Oral)

Heard learned counsel for the rival parties.

This is a regular bail petition filed by the petitioner in FIR No.99 dated 26.06.2017, under Sections 21 & 22 of NDPS Act, 1985, registered at Police Station Division No.2, District Pathankot.

Learned counsel for the petitioner submits that the petitioner is ready to furnish undertaking.

Learned counsel for the State vehemently opposed the prayer for regular bail on the ground that 350 tablets of alprazolam, which were found in possession of the petitioner, are in the nature of commercial quantity. Upon instructions from ASI Ramesh Kumar, learned State counsel further submits that there is no other case is pending against the petitioner and the trial is now fixed for 16.12.2017 for evidence.

In view of the fact that there is no other case is pending

against the petitioner and particularly because the petitioner is ready to furnish undertaking, the petitioner be released on bail, subject to the following conditions:-

- (i) The **CRM-M-32325 of 2017** is allowed.
- (ii) The petitioner be released on bail to the satisfaction of the concerned CJM/Duty Magistrate.
- (iii) The petitioner to surrender his passport with the trial Court, if he possesses the same.
- (iv) The petitioner would file an undertaking to the trial Court that he will not commit the same or any other kind of offence in future.
- (v) Petitioner shall not tamper, influence and threaten the prosecution witnesses and complainant as well.
- (vi) In case, the petitioner violates the above said conditions, this order of bail comes to an end automatically without reference to this Court.

(A.B. CHAUDHARI)
JUDGE

November 28, 2017

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No