

CRM-M-34289-2017

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

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Date of Decision: 17.11.2017

Jagdev Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. J.S.Jaidka, Advocate for
Mr. Naresh Kumar Kalia, Advocate,
for the petitioner.

Mr. K.S.Aulakh, DAG, Punjab.

INDERJIT SINGH, J.

Petitioner-Jagdev Singh has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.47 dated 28.05.2015, registered at Police Station Hathur, District Ludhiana, under Section 21 of the Narcotic Drugs and Psychotropic Substances Act, 1985.

Notice of motion was issued in this case. Learned State counsel has put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

From the record, I find that the petitioner absented from the

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court proceedings on 10.08.2017; his bail was cancelled and warrant of arrest was issued against him.

In the present case, 25 gram intoxicant powder containing Alprazolam was recovered. The aforesaid quantity falls in non-commercial category.

In pursuance of the interim order dated 15.09.2017 passed by this Court, the petitioner has already surrendered before the trial Court and has been released on interim bail.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find that trial of the case will take a long time, therefore, no useful purpose will be served by sending the petitioner to custody. Therefore, finding merit in this petition, the same is allowed. The order dated 15.09.2017, granting interim bail to the petitioner, is made absolute.

17.11.2017

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No