

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

CRM-M-35845-2017(O&M)

Date of decision : 29.11.2017

AMIT KUMAR

....PETITIONER

VS

UT OF CHANDIGARH

....RESPONDENT

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

Present: Mr. PKS Phoolka, Advocate for the petitioner.

Mr.Deepinder Brar, APP for UT.

A.B.CHAUDHARI, J. (Oral)

Reply filed on behalf of the respondent-UT in Court today, is taken on record.

Heard learned counsel for the rival parties.

The petitioner is seeking regular bail in case FIR No. 232 dated 21.07.2017, under Section 22 of NDPS Act, 1985, registered at Police Station Sector 36, UT, Chandigarh.

The petitioner was caught with 11 injections of Buprenorphine 2 ml each(total 22 ml). The petitioner was arrested on the same date i.e. 21.07.2017 and is in jail since then.

Learned counsel for the UT makes a categoric statement that the petitioner does not have any other case against him.

Learned counsel for the petitioner submits that the petitioner is working in a private firm and would likely to lose his job also.

Undoubtedly, the petitioner could not be said to have been not

found in possession of injections but looking to the fact that there is no other case against the petitioner and the quantity of contraband is total 11 injections, I think that there is no point in keeping the petitioner in custody as the trial would take its own time.

The petitioner is released on bail subject to the following conditions:-

- (i) The **CRM-M-35845-2017(O&M)** 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 shall report to the concerned Police Station on every Sunday, Monday and Wednesday between 11 am to 4 pm. The police shall keep surveillance on the petitioner.
- (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**

29.11.2017
sunita

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