

IN THE HIGH COURT OF PUNJAB AND HARYANA,  
AT CHANDIGARH

CRM-M-3618-2017

Date of Decision: 08.02.2017

Najar Singh

.....Petitioner

vs.

State of Punjab

.....Respondent

**CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH**

Present: Mr. Parminder Singh Sekhon, Advocate,  
for the petitioner.

Mr. K.S. Pannu, D.A.G., Punjab.

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**AMOL RATTAN SINGH, J. (ORAL)**

This petition has been filed under Section 439 Cr.P.C., seeking regular bail to the petitioner, in case FIR No. 104 dated 11.09.2016, registered at Police Station Bhikhi, District Mansa, for the alleged commission of an offence punishable under Section 22 of the NDPS Act, 1985.

Learned counsel for the petitioner submits that after the report of the chemical examiner had been received, it was seen that the quantity of contraband recovered from the petitioner was 77 grams of Alprazolam contained in 490 tablets, thereby making it to be a non-commercial quantity.

He further submits that the petitioner has already been in custody since 11.09.2016, with the report under Section 173 Cr.P.C having only just been presented before the trial Court and therefore, the trial is not likely to conclude in the near future.

Learned counsel for the State, on instructions from the police official who is present in Court, does not dispute the aforesaid facts; he, however submits that the petitioner is also facing trial in another FIR registered against him, for violation of the provisions of the Punjab Excise Act, 1914.

Having considered the aforesaid facts and seeing that the quantity recovered is non-commercial, and the fact that the trial is likely to take long as yet, the petition is allowed. The petitioner shall be admitted to bail upon his furnishing adequate bail bonds and surety bonds to the satisfaction of the learned trial Court, further subject to any condition that would be laid down by that Court.

**(AMOL RATTAN SINGH)**  
**JUDGE**

**February 08, 2017**  
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|---------------------------|-----|
| Whether speaking/reasoned | Yes |
| Whether Reportable        | No. |