

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

**CRM-M No.38924 of 2016
Date of Decision: 22.02.2017**

Jagmeet Singh

.....Petitioner

Versus

State of Punjab

... Respondent

CORAM:-HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present:Mr. Anterpreet Singh, Advocate
for the petitioner.

Mr. Jashanpreet Singh, AAG, Punjab.

RAJ MOHAN SINGH, J.(ORAL)

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.187 dated 26.11.2014 registered under Sections 22/20/61/85 of NDPS at Police Station Division No.7 (Vardhman), District Ludhiana.

Petitioner was undergoing sentence in FIR No.37 dated 21.04.2013 registered under Sections 21/61/85 of the NDPS Act at Police Station Jodhan, District Ludhiana. As per prosecution case, petitioner is a drug addict and was being treated in Civil Hospital under police custody and escort. While in custody, 87 tablets and 2 grams of charas were recovered from his possession. FIR is silent with regard to number of tablets of Buprenorphine Hydrochloride and Alprazolam recovered from the person of the petitioner. 2 grams of charas is a non-commercial quantity.

Learned State counsel on instructions from ASI, Harbhajan Singh submits that only 87 tablets have been shown in the FIR as well as in the challan.

Looking to the facts and circumstances of the case, particularly when the alleged contraband has been recovered from the petitioner while he is in custody in earlier case and in view of non-mentioning of number of tablets for a particular salt, I deem it appropriate to grant benefit of regular bail to the petitioner.

Let the petitioner be enlarged on regular bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the trial Court.

Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

22.02.2017
prince

(RAJ MOHAN SINGH)
JUDGE

Whether Reasoned/Speaking

Yes/No

Whether Reportable

Yes/No 187