

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

CRM-M-13427 of 2018

Date of Decision: 05.04.2018

Raghuvinder Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Raj Kumar Gupta, Advocate
for the petitioner.

Mr. H. S. Sandhu, AAG, Punjab.

MAHABIR SINGH SINDHU, J.(Oral)

The present petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No.274 dated 24.11.2017 registered under Section 18 of the Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Meharban, District Ludhiana.

It is contended by learned counsel for the petitioner that the petitioner is in custody since 24.11.2017 and the report under Section 173 Cr.P.C. has already been submitted on 22.02.2018. It is further contended that the contraband recovered from the petitioner was 2 Kg. of opium, which is non-commercial quantity. It is also contended that there is no other case pending against the petitioner under the provisions of NDPS Act.

On instructions from ASI Pritpal Singh, learned State counsel has duly acknowledged the above factual position.

Heard learned counsel for the parties and perused the paper book.

In view of the fact that the petitioner is in custody since 24.11.2017 and the contraband recovered from the petitioner is non-commercial quantity and the report under Section 173 Cr.P.C. has already been submitted and there is no other case pending against him under the provisions of NDPS Act. The trial is likely to take a long time to be concluded and as such no useful purpose would be served by keeping the petitioner behind the bars any more. Therefore, in view of the abovesaid circumstances, without expressing any opinion on the merits of the case, this petition is accepted. Petitioner-Raghuvinder Singh be admitted to bail on his furnishing bail bonds and two local sureties of heavy amount subject to the satisfaction of the learned trial Court.

[MAHABIR SINGH SINDHU]
JUDGE

April 05, 2018
rashmi

Whether speaking/reasoned	yes/no
Whether reportable?	yes/no