

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

**CRM-M No.18196 of 2018
Date of decision: 30.05.2018.**

Bhupinder Ram @ Bhindi

..... Petitioner.

Versus

State of Punjab

..... Respondent.

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Ms. Arti Kaur, Advocate, for the petitioner.

Mr. Ramandeep Sandhu, Senior DAG, Punjab,
for the respondent - State.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking regular bail in FIR No.146 dated 13.12.2017 under Section 22 of the NDPS Act registered at Police Station City Nawanshaher, District SBS Nagar.

Learned counsel for the petitioner contends that the alleged recovery effected from the petitioner is 10 injections of Buprenorphine Hydrochloride each containing 2 ml. She states that the petitioner is in custody for over three months. She cited the judgment of a Co-ordinate Bench of this Court in CRM-M No.15370 of 2018 decided on 23.04.2018 relying upon the judgment of another Co-ordinate Bench in CRM-M No.30008 of 2017 decided on 06.10.2017 wherein the petitioner was found to be in possession of 40 injections of Buprenorphine each containing 2 ml and concession of regular bail was granted to him. She has also relied upon the judgment of a Co-ordinate Bench of this Court in CRM-M No.1400 of 2018

decided on 19.01.2018 wherein the petitioner, who was found in possession of 12 injections of Buprenorphine each containing 2 ml, was granted regular bail after about three months' custody. She also contends that even if it is taken that 1 ml is equivalent to 1 mg although equivalence will depend on the density of the liquid, even then the recovery effected from the petitioner would fall on the border line of commercial quantity. She further states that the petitioner is not involved in any other case.

Learned State counsel contends that the investigation has been completed and the 'challan' has been filed in the case and none of the witnesses has been examined as yet.

Heard.

In view of the submissions of learned counsel for the petitioner, the investigation having been completed and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner, namely, Bhupinder Ram alias Bhindi is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate.

(ANUPINDER SINGH GREWAL)
JUDGE

30.05.2018
Ramesh

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No