

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

CRM-M-20062 of 2018
Date of Decision: 30.05.2018

Gurinder Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Dinesh Nagar, Advocate
for the petitioner.

Mr. A.S. Dhaliwal, DAG, Punjab.

MAHABIR SINGH SINDHU, J.(Oral)

The present petition has been filed under Section 439 of the Code of Criminal Procedure (Cr.P.C.) for grant of concession of regular bail to the petitioner in case First Information Report No. 188 dated 25.12.2017, under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985 registered at Police Station Balachaur, District SBS Nagar.

It is contended by learned counsel for the petitioner that the recovery effected from the petitioner is alleged to be of 20 injections containing 22.46 mg/ml of Pheniraminemaleate and 0.19 mg/ml of Buprenorphine Hydrochloride and that will be less than 20 gms. He further contended that the petitioner is in custody since 25.12.2017. It is also contended that charges in this case have already been framed on 19.05.2018 and there are total 9 Pws, but none has been examined till date.

Learned State counsel has filed the custody certificate of

the petitioner in the Court. He opposed the bail submitted that the contraband recovered from the petitioner should be construed as 20 gms.

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

Keeping in view the fact that petitioner is in custody since 25.12.2017 and charges have already been framed in this case on 19.05.2018. There are total 9 prosecution witnesses, but none has been examined till date. Thus, 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-Gurinder Singh be admitted to bail on his furnishing bail bonds and surety bonds to the satisfaction of the learned trial Court.

[MAHABIR SINGH SINDHU]
JUDGE

May 30, 2018
rashmi

Whether speaking/reasoned
Whether reportable?

yes/no
yes/no