

CRM-M- 28894-2018

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

CRM-M- 28894-2018

Date of Decision:02.08.2018

Ramesh Kumar @ Rama

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Gurpal Singh Sandhu, Advocate,
for the petitioner.

Mr. H.S.Grewal, Addl. A. G. Punjab.

INDERJIT SINGH, J.(Oral)

Petitioner-Ramesh Kumar @ Rama has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.56 dated 11.05.2018, registered at Police Station Kabarwala, District Sri Muktsar Sahib, under Section 22 of the NDPS Act, 1985.

Notice of motion was issued. Learned State counsel appeared and contested the instant petition.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

From the record, I find that as per the allegations in the FIR, 310 intoxicant tablets containing Tramadol salt were recovered. As per the Notification dated 26.04.2018 issued by the Government, recovery of more than 250 grams of the aforesaid salt falls in commercial quantity.

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Admittedly, the recovery effected in the present case falls in non-commercial quantity. The petitioner has been in custody since 11.05.2018. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of the case will take long time. No useful purpose will be served by keeping him in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

02.08.2018

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No