

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

CRM-M-30574-2018

Date of decision: August 13, 2018

Harpreet Singh @ Denny

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Subhash Kumar, Advocate
for the petitioner.

Mr. Saurav Khurana, DAG, Punjab.

RAJ SHEKHAR ATTRI, J.(ORAL)

The present petition has been filed under Section 439 Code of Criminal Procedure for grant of regular bail to petitioner-Harpreet Singh @ Denny in case FIR No.272 dated 27.12.2017 registered for the offence punishable under Section 22 of the Narcotic Drug and Psychotropic Substances Act at Police Station Maqsudan, District Jalandhar (Rural).

Heard.

As per the affidavit dated 27.07.2018 filed by the State in the present case, the intoxicant recovered from the accused was 20 ml. which is equal to 20 grams and as per the definition of commercial quantity mentioned in the notification, it is non-commercial quantity. Petitioner is in custody since 27th December, 2017.

Without expressing any opinion on merits of the case and keeping in view the fact that conclusion of trial will take considerably long time, the present petition is allowed. Petitioner is ordered to be released on regular bail on furnishing bail bond and surety bond to the satisfaction of

trial Court/Chief Judicial Magistrate/Duty Magistrate, concerned subject to following terms:-

- (a) The petitioner shall comply with the conditions mentioned in Section 437(3) Cr.P.C.
- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn. The trial Court shall be competent to cancel his bail bond and surety bond and proceed to procure his presence in accordance with law. In that eventuality the petitioner shall have to apply for bail afresh.
- (c) He shall not leave the country without the previous permission of the Court.

(RAJ SHEKHAR ATTRI)
JUDGE

August 13, 2018
m. sharma