

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

Crl. Misc. No. M-3114 of 2018 (O&M)

Date of Decision: 02.04.2018

Arshdeep Singh @ Honey

.....Petitioner

vs.

State of Punjab

.....Respondent

BEFORE:- HON'BLE MR. JUSTICE SUDHIR MITTAL

Present:- Mr. Deepak Aggarwal, Advocate,
for the petitioner.

Mr. Kirat Singh Sidhu, DAG, Punjab.

SUDHIR MITTAL, J. (Oral)

C.M.No.11234 of 2018

This is an application for placing on record Copy of order dated 13.3.2018 (Annexure P-4).

Application is allowed. Copy of order dated 13.3.2018 (Annexure P-4) is taken on record.

Crl. Misc. No.M-3114 of 2018

The petitioner seeks concession of regular bail in case FIR No.133 dated 24.6.2016 registered at Police Station Sadar Dhuri, District Sangrur, under Sections 21 and 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985.

Learned counsel for the petitioner submits that 80 grams of intoxicating powder was recovered from the car being driven by the petitioner which was later on identified as Diphenoxylate Hydrochloride. The recovery is

marginally above the commercial quantity. The investigation is complete and the petitioner has been in custody since 20.12.2017. Only three witnesses have been examined and eleven more remain to be examined and, therefore, the petitioner deserves to be granted concession of regular bail. Learned counsel also places reliance upon order dated 13.3.2018 passed by this Court in Crl. Misc.No.M-47221 of 2017 whereby co-accused has been granted concession of regular bail even though 2 grams of Heroin was also recovered from him.

Learned State counsel does not dispute the fact that investigation is complete and that the trial is in progress. He further states that there is no other case pending against the petitioner.

Keeping in view the fact that the conclusion of the trial would take some time and that there is no other case under the NDPS Act pending against the petitioner, it would be just and expedient to release him on regular bail during the pendency of the trial.

Accordingly, the petition is allowed and it is directed that the petitioner be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the trial Court.

April 02, 2018
poonam

(SUDHIR MITTAL)
JUDGE

Whether Speaking/Reasoned : Yes

Whether referred to Reporters : No