

CRM-M-34417-2018

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

CRM-M-34417-2018 (O & M)

Date of Decision: 30.10.2018

Asha Rani

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Ankur Bansal, Advocate,
for the petitioner.

Mr. Pawan Sharda, Sr. DAG, Punjab.

INDERJIT SINGH, J. (Oral)

CRM-38410-2018

Allowed as prayed for, subject to all just exceptions.

Annexures P-5 and P-6 are taken on record.

CRM-M-34417-2018

Petitioner has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.145 dated 25.05.2017, registered at Police Station Nakodar Sadar, District Jalandhar, under Sections 409, 380 and 120-B of IPC and Section 22 of the NDPS Act, 1985.

Notice of motion was issued. Learned State counsel has 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.

CRM-M-34417-2018

From the record, I find that allegation against the present petitioner is for committing the offences under Sections 409 and 120-B of IPC and Section 29 of the NDPS Act, 1985.

Challan has already been presented and charges have been framed. The petitioner has been in custody since 26.05.2017. She is not required for any investigation or interrogation purposes as she is in judicial custody. The trial of case may take a long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of case. Furthermore, bar of Section 37 of the NDPS Act, 1985 does not apply to the case of present petitioner as she has been charge-sheeted under Section 29 of the NDPS Act, 1985.

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 her 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.

30.10.2018

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No