

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

Sr. No.209

CRM-M-40876-2017

Date of decision : 04.04.2018

Vishal Shah

..... Petitioner

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. S.S. Dinarpur, Advocate for
Mr. Aayush Gupta, Advocate, for the petitioner.

Mr. K.S. Sidhu, DAG, Punjab.

SUDHIR MITTAL, J. (Oral)

The petitioner seeks regular bail in case FIR No.102 dated 21.08.2017, registered at Police Station Moti Nagar, District Police Commissionerate Ludhiana, under Sections 22 of NDPS Act, 1985.

Learned counsel for the petitioner contends that the recovery of heroine from the petitioner is of 270 grams, which is marginally higher than the commercial quantity and that the petitioner is in custody since 21.08.2017. The investigation is complete, but the trial is likely to take some time to conclude and therefore, the petitioner is entitled to grant of regular bail.

Learned counsel for the State does not dispute the factual submission.

In view of the fact that the recovery of heroine effected from the petitioner is marginally above the commercial quantity and the trial is not likely to be concluded at an early date, no useful purpose would be served by keeping the petitioner in custody indefinitely. Thus, it would be appropriate to allow this petition. Accordingly, the petition is allowed and

the petitioner-Vishal Shah, is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the trial Court/Judge, special Court concerned.

(SUDHIR MITTAL)
JUDGE

04.04.2018
Ramandeep Singh

Whether speaking / reasoned
Whether Reportable

Yes / No
Yes/ No