

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH.

CRM-M-43044 of 2017

Date of decision: February 15, 2018

Taranjit Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. H.S. Bhullar, Advocate for the petitioner.
Mr. C.L. Pawar, Senior DAG, Punjab.

Rajan Gupta, J.(oral)

This is a petition under Section 439 Cr.P.C. seeking regular bail in a case registered against the petitioner under Sections 22 of Narcotic Drugs & Psychotropic Substances Act, 1985 at Police Station Mullanpur, District SAS Nagar, Mohali, vide FIR No.34 dated 19.04.2017.

Admittedly, 100 grams of Cocaine was recovered from the petitioner. It has been urged before the court that the quantity higher than 100 grams would be commercial in nature. Petitioner has been in custody for last ten months. Trial has not made any headway. According to State, out of 14 witnesses cited by the prosecution, only 02 have been examined.

Keeping in view the aforesaid contentions, period of incarceration of the petitioner, I am of the considered view that no useful purpose will be served by detaining the petitioner in custody any longer. The trial may take long time to conclude. Thus, without expressing any opinion on the merits of the case, this petition is allowed and the petitioner is directed to be released on bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, S.A.S. Nagar (Mohali).

(RAJAN GUPTA)
JUDGE

February 15, 2018

'Rajpal'

Whether speaking / reasoned

Yes / No

Whether Reportable:

Yes / No