

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

CRM-M-4834-2018 (O&M)

Date of decision:09.02.2018

Jeewan Singh

... Petitioner

Vs.

U.T. Chandigarh

... Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present: Ms. Harmanpreet Kaur, Advocate for the petitioner.

Ms. Ashima Mor, APP, U.T., Chandigarh.

...

TEJINDER SINGH DHINDSA, J. (ORAL).

Petitioner seeks benefit of regular bail pending trial in case FIR No.329, dated 11.08.2017, under Section 21/22 of the NDPS Act, registered at Police Station Sector 39, Chandigarh.

Counsel for the parties have been heard.

As per prosecution version, the alleged recovery effected from the petitioner was of 11 injections of buprenorphine (2 ml. each) as also of 10.2 grams heroin.

Investigation in the case is complete and challan has been presented.

Trial is at the very initial stage and would take time to conclude.

It has gone uncontroverted that the petitioner is not involved in any other case under the NDPS Act.

The alleged recovery effected from the petitioner would be construed to be marginally over and above the non-commercial quantity.

Without making any observations on merit, petitioner is held entitled to the benefit of bail.

Petitioner be enlarged on bail subject to satisfaction of the Trial Court /Duty Magistrate concerned.

Disposed of.

09.02.2018

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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|-----|----------------------------|--------|
| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |