

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-53040-2018

Date of Decision: 06.12.2018

Banti Rajput

.... Petitioner

Versus

State of Punjab

.... Respondent

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: - Mr. FS Virk, Advocate for the petitioner.

Mr. AS Gill, DAG, Punjab.

RAMENDRA JAIN, J. (ORAL)

Through this petition under Section 439 Cr.P.C., petitioner-Banti Rajput, has prayed for grant of regular bail in case FIR No. 128 dated 21.08.2018 registered under Section 22 of the NDPS Act at Police Station Urban Estate, Patiala.

According to the prosecution, on 21.08.2018, the petitioner was apprehended with 380 intoxicant tablets, without any permit or licence, to keep the same.

Learned counsel for the petitioner *inter alia* contends that the alleged recovery of tablets from the petitioner falls under the definition of 'non-commercial quantity'. The petitioner is in custody since 21.08.2018. Conclusion of trial may take long time. No useful purpose would be served by detaining the petitioner in jail.

On the other hand, learned State counsel vehemently opposed the submissions of learned counsel for the petitioner.

Considering overall facts and circumstances, but without expressing any opinion on the merits of the case, the petition is allowed. Consequently, petitioner-Banti Rajput, is ordered to be released on bail pending trial, on her furnishing bail bonds and surety bonds to the satisfaction of Trial Court/Duty Magistrate concerned.

December 06, 2018
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(RAMENDRA JAIN)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No