

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

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**CRM-M No.55965 of 2018.
Date of Decision: 21.12.2018.**

Varinder Singh alias Bindi

....Petitioner.

Versus

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. Himanshu Puri, Advocate for the petitioner.

Mr. Ajay Pal Singh Gill, Deputy Advocate General, Punjab.

Shekher Dhawan, J.

Present petition under Section 439 of the Criminal Procedure Code has been filed for grant of regular bail to the petitioner in case F.I.R. No.10 dated 23.02.2015 under Section 22 of the N.D.P.S. Act, registered at Police Station Bholath, District Kapurthala.

Learned counsel representing the petitioner contended that the petitioner was allegedly found to be in possession of 100 grams of Alprazolam powder and there is no other case against the present petitioner. The alleged recovery has been falsely planted upon the petitioner. There is no compliance of Section 50 of the N.D.P.S. Act and decision of the case still to take some more time, so the petitioner be released on regular bail.

Learned State counsel, on instructions from HC Ravinder Singh, while opposing the prayer for bail, contended that previous conduct of the petitioner does not make out a case for bail as earlier he was declared as proclaimed offender as he remained away from the Court after getting bail order. However, there is no other case against the petitioner under

Having considered the submissions made by learned counsel for the parties and the fact that the petitioner is in custody since 09.05.2018 and there being no other case under N.D.P.S. Act against the petitioner, trial of the case still to take some more time and no useful purpose would be served by detaining the petitioner behind the bar any more, the present petition is allowed. The petitioner is ordered to be admitted on regular bail on furnishing adequate bail bond and surety bond to the satisfaction of concerned learned trial Judge/ Chief Judicial Magistrate/ Duty Magistrate.

(SHEKHER DHAWAN)
JUDGE

21.12.2018
jitender

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No