

211 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-649-2019

Date of decision-23.05.2019

Jasvir Singh @ Jassa

....Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: None for the petitioner.

Mr. Kirat Singh Sidhu, DAG, Punjab assisted by
ASI Raj Kumar.

MANOJ BAJAJ, J.

Petitioner-Jasvir Singh has prayed for grant of regular bail in case FIR No.110 dated 12.08.2018 under Sections 15 and 25 of Narcotic Drugs and Psychotropic Substances Act, 1985 Act registered at Police Station Ghagga, District Patiala. The petitioner is in custody since his arrest on 12.08.2018.

There is no representation on behalf of the petitioner.

A perusal of the petition reveals that 54 kgs of poppy husk was recovered from the truck allegedly owned and driven by Jasvir Singh (petitioner). It is not in dispute that the weight also carries the weight of three plastic bags and the quantity recovered is marginally over and above non-commercial quantity. The petitioner is in custody since his arrest on 12.08.2018 and till date not even a single witness has been examined by the prosecution. As per the contents of the petition, there is no other case of similar nature against the petitioner.

Learned State counsel assisted by ASI Raj Kumar apprised the Court that there are in all 13 witnesses and none has been examined so far. It is not controverted that accused is not involved in any other case.

Considering the above and the fact that trial is likely to consume considerable time, this Court is of the opinion that further detention of the petitioner may not be justified who is not involved in any other case of similar nature. Therefore, without meaning any expression of opinion on the merits of the case it is ordered that the petitioner be released on regular bail subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the trial Court, Patiala.

The petition is allowed.

(MANOJ BAJAJ)
JUDGE

23.05.2019

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