

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

**CRM-M No.3456 of 2019 (O&M)
Date of decision : 13.02.2019**

Jaspal Kumar @ Kaka

..... Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Dinesh Nagar, Advocate
 for the petitioner.

Ms.Amarjit Kaur Khurana, DAG, Punjab.

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case F.I.R. No.109 dated 12.09.2018 registered under Section 22 of NDPS Act at Police Station Rahon, District SBS Nagar.

Counsel for the petitioner states that 11 injections of Buprenorphine Hydrochloride were recovered. As per him this is marginally more than the commercial quantity. On a previous occasion, I have been informed that there was another case against the petitioner and had adjourned the matter to enable the counsel for the petitioner to address that issue.

Today learned counsel for the petitioner states that in that case there was recovery of non-commercial quantity of some drug and the petitioner was bailed out. He further states that in the present case he has been in custody since 13.09.2018.

Learned Deputy Advocate General on instructions from ASI Ram Phal has accepted these facts.

Be that as it may and keeping in view the above facts and the period of incarceration already suffered by the petitioner and without going into the merits of the case, I deem it appropriate to release the petitioner on regular bail to the satisfaction of the concerned CJM/Illaqa Magistrate/Duty Magistrate.

Ordered accordingly.

Petition stands allowed.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

13.02.2019

pooja sharma-I

**(AJAY TEWARI)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No