

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-4532-2019

Date of Decision: 25.02.2019

Upinder Kumar @ Pinder

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Munish Raj Chaudhary, Advocate for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

...

Inderjit Singh, J. (Oral)

Petitioner Upinder Kumar @ Pinder has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.60 dated 09.05.2017, registered at Police Station Sadar Sri Muktsar Sahib, under Section 22 of the NDPS Act, 1985.

Notice of motion has been issued.

Learned State counsel appeared and contested the instant petition.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

As submitted by learned State counsel, the present petitioner has been charged under Section 29 of the NDPS Act. Section 37 of the NDPS Act does not apply in the present case. The allegation against the present petitioner is that he has been nominated on the basis of disclosure statement of main accused Gurmeet Singh that he has purchased the tablets containing the salt alprazolam from the present petitioner.

The petitioner has been in custody since 05.09.2017. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of the case may take long time. No useful purpose will be served by keeping him in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

25.02.2019
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No