

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

239

CRM-M-4774-2019

DATE OF DECISION: 24.09.2019

SHUBAM @BAMB AND ANR

... Petitioner(s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. A.S. Kang, Advocate for the petitioner(s).

Mr. N.K. Banka, DAG, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioners are seeking regular bail in FIR No.114 dated 12.10.2017, under Sections 307, 482, 115 and 120-B IPC and Section 25 of the Arms Act, 1959 and Section 22 of the NDPS Act, registered at Police Station Haryana District Hoshiarpur.

Learned counsel for the petitioners contends that intoxicant powder containing 210 grams of Alprazolam is alleged to have been recovered from petitioner No.2 and petitioner No.1 has been arraigned as an accused because he was travelling in the car of petitioner No.2 at that time. He also states that petitioner No.1 is in custody for over a year.

Learned State counsel, upon instructions from ASI Sushil Singh, states that no prosecution witness has been examined.

In view of the submissions of learned counsel for the petitioners, especially when no recovery has been effected from petitioner No.1 and he is in custody for over a year and the conclusion of

the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner No.1.

Therefore, without expressing any opinion on the merits of the case, the petition is allowed qua petitioner No.1. Petitioner No.1 is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

Learned counsel for the petitioners does not press this petition qua petitioner No.2 at this stage.

Dismissed as withdrawn qua petitioner No.2.

24.09.2019

SwarnjitS

**(ANUPINDER SINGH GREWAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No