

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

CRM-M-5857-2019
Date of decision: 28.03.2019

Sukhraj Kaur

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. B. S. Bhalla, Advocate
for the petitioner.

Mr. M. S. Nagra, AAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 227 dated 26.10.2018, registered under Sections 22 and 29 of the NDPS Act, 1985 at Police Station City, Moga.

Learned counsel for the petitioner submits that petitioner is a lady and is in judicial custody since 27.10.2018 and the conclusion of the trial is likely to take some time.

Learned counsel for the petitioner further submits that recovery effected from the petitioner is shown to be 260 grams of intoxicant powder which is marginally higher than the commercial quantity.

Learned counsel for the petitioner further submits that co-accused of the petitioner, namely Surmukh Singh has been granted concession of anticipatory bail, vide order of the even date passed by this Court in **CRM-M-62221-2018**.

Learned State, on the basis of the custody certificate dated

13.02.2019 and on instructions from ASI Balvir Singh, could not dispute the factual position, however, submitted that petitioner is involved in two more case, in reply to which, learned counsel for the petitioner submitted that those cases are not under the NDPS Act.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the aforesaid submissions of learned counsel for the parties, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

28.03.2019

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No