

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

234

**CRM-M-16893-2019
DATE OF DECISION: 29.10.2019**

ANIL SHARMA

... Petitioner(s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Divjyot Singh Sandhu, Advocate
for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking regular bail in FIR No.62 dated 09.10.2018, under Section 22 of the NDPS Act, registered at Police Station Rawalpindi, Phagwara, District Kapurthala.

Learned counsel for the petitioner contends that 15 injections of Buprenorphine each containing 2 ml were recovered from the petitioner. He further contends that the petitioner is in custody for over 1 year since his arrest on 09.10.2018. Learned counsel also relied upon the judgments of the Coordinate Benches of this Court in the case of Harpreet Singh Vs. State of Punjab in CRM-M-21101-2019 decided on 16.09.2019, wherein 10 injections of Buprenorphine each containing 2 ml were recovered, was granted regular bail after having put in about 1 year and 2 ½ months, Dalwinder Singh versus State of Punjab, passed in CRM-M-10753- 2019 on 03.05.2019 whereby the petitioner therein, who was in possession of 15 injections of Buprenorphine containing 2

ml each, was granted regular bail after having put in about a year in custody; in the case of Kamaljeet Singh @ Kamal versus State of Punjab, passed in CRM-M-4538-2019 on 13.03.2019 whereby the petitioner therein, who was in possession of 12 injections of Buprenorphine containing 2 ml each, was granted regular bail after having put in about nine months in custody and in the case of Kuldeep Singh versus Union Territory, Chandigarh, passed in CRM-M-1400-2018 on 19.01.2018 whereby the petitioner therein, who was in possession of 12 injections of Buprenorphine containing 2 ml each, was granted regular bail after having put in about three months in custody. He also contends that the petitioner is not involved in any other case under the NDPS Act.

Learned State counsel, upon instructions from ASI Balbir Singh, states that examination-in-chief of one witness has been completed and 5 other prosecution witnesses remain to be examined.

Heard.

In view of the submissions of learned counsel for the petitioner, especially when the petitioner is in custody for over 1 year, the judgments of the coordinate Benches of this Court, he is not involved in any other case under the NDPS Act 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.

Therefore, without expressing any opinion on the merits of the case, the petition is allowed. The petitioner is ordered to be released

on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

29.10.2019.
SwarnjitS

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No