

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

CRM-M-17686-2019

Date of Decision: 19.08.2019

Jawala Singh @ Jabla

...Petitioner

Versus

State of Punjab

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Tarunveer Vashist, Advocate for the petitioner.
Mr.SPS Tinna, Addl. Advocate General, Punjab.

ANIL KSHETARPAL, J.

Petitioner prays for grant of regular bail in FIR No.115 dated 03.08.2018 registered under Sections 22/61/85 of the Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Chhajli.

As per case of the prosecution, 1250 tablets of Phenotil having salt Diphenoxylate Hydrochloride and 450 tablets of Tramadol were recovered from the petitioner.

Learned counsel for the petitioner has submitted that the petitioner was granted interim bail while awaiting for the report of FSL and on the receipt of the report, he had surrendered on 07.02.2019. He has further submitted that investigation has been completed, charges were framed and prosecution is getting it's evidence recorded.

Learned counsel for the petitioner has submitted that the entire quantity of Phenotil tablets comes to 56.8 gms, which is marginally higher than commercial quantity as notified, whereas entire quantity of 450 tablets of Tramadol comes to 210.6 gms, which falls in non-commercial quantity.

The petitioner is in custody since 07.02.2019. Previously also he was in custody when he was released on interim bail. There are no allegations of misuse of concession of interim bail. As per the information supplied by the investigating officer, he is not involved in any other case.

Without commenting on the merits of the case and keeping in view the aforesaid facts as also the trial of the case is likely to take time, it is considered appropriate to release the petitioner on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of concerned trial Court/Duty Magistrate.

The present petition is disposed of.

19.08.2019
mks

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No