

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

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**CRM-M No.38177-2018
Date of Decision :23.1.2019**

Inder Singh

..... Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. P.S. Sekhon, Advocate
for the petitioner.

Mr. Ramandeep Sandhu, Senior DAG, Punjab.

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.12 dated 31.1.2018, registered under Sections 22/61/85 of NDPS Act, 1985 at Police Station Moonak District Sangrur.

The allegation against the petitioner was that on finding the behaviour of the petitioner suspicious, he was stopped and a bag which was carrying out by him was checked and from that 6000 tablets of Apprazolam were recovered.

Counsel for the petitioner has argued that the petitioner is a registered chemist and was carrying the medicine. Learned Senior DAG has argued that even if the petitioner is registered chemist he could not carry these substances without written purchase order.

Custody certificate was filed on earlier occasion. As per the same, the petitioner has now been in custody for 7 months.

Learned DAG on instructions from ASI Tarsem Lal has accepted these factual assertions.

Keeping in view the period of incarceration already suffered by the petitioner and without going into the merits of the case, I do not deem it appropriate to deny the petitioner concession of bail. Bail to the satisfaction of concerned trial Court/Duty Magistrate. Ordered accordingly.

Petition stands allowed.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

23.1.2019
anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No