

In the High Court of Punjab and Haryana at Chandigarh

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CRM-M-21101-2019(O&M)

Date of Decision: 16.09.2019

HARPREET SINGH

.....PETITIONER

VERSUS

STATE OF PUNAJB

....RESPONDENT

**CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH
GREWAL**

Present: Ms. Benti Kaur, Advocate for
Mr. Kawalijot Singh, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking regular bail in FIR No.116, dated 30.06.2018, under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Kartarpur, District Jalandhar.

Learned counsel for the petitioner contends that the allegations against the petitioner are that 10 injections of Avil and 10 injections of Buprenorphine each containing 2 ml were recovered, even does not fall under the NDPS Act while injections of Buprenorphine would be of 20 grams, which is the threshold of the commercial quantity. The petitioner is in custody for over 1 year and 2½ months and is not involved in any other case. Learned counsel also relied upon the judgments of the Coordinate Benches of this Court in the case of **Dalwinder Singh versus State of Punjab**, passed in CRM-M-10753- 019 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.

Learned State counsel states that 02 out of 9 prosecution witnesses have been examined.

Heard.

In view of the submissions of learned counsel for the petitioner, the orders of the Coordinate Benches of this Court, the petitioner being in custody for over 1 year and 2½ months and not involved in any other case and the conclusion of the trial 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 instant 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

16.09.2019
rakesh

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No