

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

205

**C.R.M-M No.21899 of 2019 (O&M)
Date of Decision : 31.05.2019**

Amit Dass

..... Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. H.P.S. Ghuman, Advocate
for the petitioner.

Ms.Amarjit Kaur Khurana, 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.46 dated 08.03.2019 registered under Section 22 of the N.D.P.S. Act at P.S. Sadar Khanna, District Ludhiana.

Custody certificate filed in Court today by way of affidavit of Narpinder Singh, PPS, Deputy Supdt., Central Prison, Ludhiana is taken on record, wherein it has been certified that the petitioner has undergone the custody of 02 months and 21 days.

As per the allegation, the petitioner was stopped while he was driving a private car and 249 bottles of Corex were recovered from the car.

Counsel for the petitioner has argued that even to the police party the petitioner had informed that he was a Constable in BSF and was

posted as a PSO with a Doctor in the BSF and that Doctor had sent him to get these medicines from Delhi and had rather even directed the Chemist in Delhi to hand over the bottles to him. As per the counsel, when the Doctor was arrested he had suffered this statement before the police and that Doctor had been released on bail.

Learned Deputy Advocate General on instructions from Head Constable Harmeet Singh has accepted these factual assertions and also the fact that the said Doctor was granted bail.

Keeping in view the entire conspectus of facts and the period of incarceration already suffered by the petitioner, without going into the merits of the case, I deem it appropriate to grant regular bail to the petitioner. Ordered accordingly. Bail to the satisfaction of the concerned CJM/Duty Magistrate/trial Court.

Petition stands allowed.

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

May 31, 2019
ashish/anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned	-	Yes/No
Whether reportable	-	Yes/No