

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

237

CRM-M-48905 of 2018

Date of decision : 15.10.2019

Gurjeet Singh

... Petitioner

Versus

State of Punjab

.. Respondent

CORAM :HON'BLE MR.JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Ram Kumar Chauhan, Advocate for the petitioner.

Mr. K.K. Bheniwala, Addl. A.G., Punjab

Anupinder Singh Grewal, J. (Oral)

The petitioner is seeking regular bail in FIR No.8, dated 20.01.2018, under Sections 18/29 of the NDPS Act, registered at Police Station Doraha, District Ludhiana.

Learned counsel for the petitioner contends that the allegations against the petitioner are that 3 kgs. of opium was recovered from the car of the petitioner. He also contends that the officer who effected the recovery, has himself investigated the case which has caused prejudice to the petitioner. The petitioner is in custody for over one year and nine months and is not involved in any other case under the NDPS Act. He has also relied upon the judgments of a Coordinate Bench of this Court in the cases of **Vadhawa Ram vs. State of Punjab**, in CRM-M-24344 of 2014, decided on 22.08.2014 and **Kamlesh vs. State of Punjab**, in CRM-M-14029 of 2015, decided on 06.05.2015, wherein the petitioners therein were found in possession of 2 kg. and 600 grams of opium, were granted regular bail by after they had put in 05 months and 09 months in custody respectively.

Learned State counsel, upon instructions from ASI Baljinder Singh, states that 05 prosecution witnesses have been examined, 06 PWs have been given up and 05 PWs remain to be examined.

Heard.

In view of the submissions of the learned counsel for the petitioner especially when the petitioner is in custody for over one year and nine months, he is not involved in any other case under the NDPS Act and the conclusion of the trial is likely to take sometime, 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

October 15, 2019

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