

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

214

CRM-M-23131-2019

Date of decision :19.07.2019

Raju

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr.Sourabh Arora, Advocate
for the petitioner

Mr. Bhupender Beniwal, AAG, Punjab.

ANIL KSHETARPAL, J. (ORAL):

Petitioner prays for grant of regular bail in FIR No.32 dated 14.06.2016 under Sections 21/22/61/85 of the NDPS Act, 1985, registered at Police Station D Division, Amritsar.

Learned counsel for the petitioner contends that the petitioner belongs to a lower strata of society being a rickshaw puller. He further submits that the petitioner was only a pillion rider and the alleged narcotics were not recovered from the petitioner. He further submits that the petitioner is in custody for 01 year, 02 months and 26 days. Investigation has been completed and the challan has been presented. Learned counsel for the petitioner has also pointed out that earlier also the petitioner was involved in a false case under the NDPS Act in which he had been acquitted.

On the other hand, learned State counsel submits that the petitioner is involved in three more cases. He has filed the custody

certificate in the Court today and the same is taken on record. As per the custody certificate, the petitioner is not involved in any other pending case under the NDPS Act. Two cases are under Excise Act and one case is under Sections 323/341 IPC.

Without commenting on the merits of the case and keeping in view the fact that conclusion of the trial is likely to take time and police has already investigated the matter, therefore the petitioner is directed to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate.

Accordingly, the present petition is allowed.

19.07.2019*neenu***(ANIL KSHETARPAL)****JUDGE**

Whether speaking/reasoned

Yes/No.

Whether reportable-

Yes/No