

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-54468-2018

Date of Decision: 25.02.2019

Mukhtiar Chand @ Manna

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Akshay Rana, Advocate for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

...

Inderjit Singh, J. (Oral)

Petitioner Mukhtiar Chand @ Manna has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.128 dated 11.08.2018, registered at Police Station Sadar, Goraya, District Jalandhar, under Sections 21 and 22 of the NDPS Act, 1985.

Notice of motion was issued.

Learned State counsel appeared and contested the instant petition.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

The alleged recovery of 2006 intoxicant tablets falls in non-commercial quantity and learned State counsel has not contested this fact. 4 grams of heroin also does not fall in commercial quantity.

The petitioner has been in custody since 11.08.2018. He is not required for any investigation or interrogation purposes as he is in judicial

custody. The trial of the case may take long time. No useful purpose will be served by keeping him in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

25.02.2019
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No