

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

261

CRM-M-30213-2019

DATE OF DECISION: 19.12.2019

GURDEEP SINGH

... Petitioner(s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Amandeep Chhabra, Advocate for the petitioner(s).

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking regular bail in FIR No.319 dated 24.12.2018, under Section 22 of the NDPS Act, 1985, registered at Police Station Raman, District Bathinda.

Learned counsel for the petitioner contends that the alleged recovery in the instant case is 116.42 grams of Alprazolam and 223.3 grams of Tramadol Hydrochloride. He further contends that recovery of Alprazolam is marginally above the commercial quantity while Tramadol is below the commercial quantity. He also states that Tramadol was brought under the NDPS Act on 26.04.2018. He also contends that similarly situated co-accused namely Sukhwant Singh has been granted regular bail in CRM-M-12934-2019 on 12.04.2019. The petition for regular bail qua the petitioner was dismissed at that time as the petitioner was alleged to be involved in another case under the NDPS Act. Learned counsel for the petitioner states that he was not aware of the status of the case at that time. The petitioner had, in fact,

been acquitted in that case by the appellate Court in

CRA-S-2156-SB-2004 on 03.09.2009. The petitioner is in custody for almost a year.

Learned State counsel, upon instructions from SI Krishan Singh, states that 2 out of 14 prosecution witnesses have been examined.

Heard.

In view of the submissions of learned counsel for the petitioner, especially when the co-accused had been granted bail, the petitioner is in custody for almost a year and the conclusion of the trial is 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 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

19.12.2019.

SwarnjitS

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No