

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

**CRM-M-37342 of 2019
Date of Decision: 06.12.2019**

RajniPetitioner
Versus
State of PunjabRespondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Gursharan K.Mann, Advocate
for the petitioner.

Mr. Sarabjit Singh Cheema, AAG, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Petitioner has filed this petition under Section 439 of Cr.P.C. for grant of regular bail in case FIR No. 0152 dated 30.11.2018 registered under Sections 22/29 of NDPS Act, 1985, at Police Station Maqboolpura, District Police Commissionerate, Amritsar.

Learned counsel for the petitioner states that when the raid was conducted, three women were found sitting on their bed and were transferring the contents of large polythene packets into small packets and on seeking the police party, they threw the packets on the same bed and tried to escape. Learned counsel further contends that co-accused Jyoti is the daughter of Savinder Kaur alias Shindo, whereas the present petitioner Rajni is daughter-in-law of Savinder Kaur alias Shindo, is accused on the same footings.

Learned counsel for the petitioner *inter alia* contends that the petitioner is innocent and she has been falsely implicated in the aforesaid FIR. She is a married women having two children. The house from where

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the alleged recovery of 1380 intoxicant tablets has been made, does not belong to the petitioner, rather it is her parental home. On the date of alleged incident, she had visited her parental home to see her mother. However, in the meantime, alleged raid was conducted and the petitioner was falsely implicated.

The petitioner is in custody since 30.11.2018. Conclusion of the trial may take a sufficient long time and in view of the fact that the co-accused Jyoti has already been granted the concession of regular bail by this Court in CRM-M-4054 of 2019 passed on 01.02.2019, no useful purpose would be served by detaining the petitioner in jail any more.

Learned State counsel who is assisted by the Investigating Officer, has not disputed the aforesaid fact.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the petition is allowed and the petitioner is ordered to be released on regular bail to the satisfaction of the learned trial Court/Duty Magistrate.

(HARNARESH SINGH GILL)
JUDGE

06.12.2019

Maninder

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