

230 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-39493-2019

Date of decision-22.10.2019

Satpal @ Pala

....Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. K.S.Dhillon, Advocate for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab assisted by
ASI Lakhvir.

MANOJ BAJAJ, J.

Petitioner-Satpal @ Pala has prayed for grant of regular bail under Section 439 Cr.P.C in case FIR No.104 dated 26.09.2018 under Sections 15 and 25 of Narcotic Drugs and Psychotropic Substances Act, 1985 Act registered at Police Station Lohian, District Jalandhar. The petitioner is in judicial custody since his arrest on 26.09.2018.

On 26.09.2018, when the police party was on patrol duty at village Tashpur Road, a white bolero vehicle bearing No.PB-08-CA-1907 was seen coming and the vehicle was signalled to be stopped. On seeing the police, driver of the vehicle tried to run away but driver along with his two companions was apprehended and after following the procedure, search was conducted. Upon search, two bags containing 55 k.g. poppy husk were recovered from their possession.

Learned counsel for the petitioner contends that the petitioner is

not the owner of the vehicle from where the contraband was recovered. He further refers to Annexure P-4 to contend that co-accused of the petitioner have already been granted the concession of regular bail vide order dated 29.08.2019 by this Court. He further submits that the petitioner is not involved in any other case.

On the other hand, learned State counsel assisted by ASI Lakhvir opposed the bail application on the ground that the recovered contraband falls with the ambit of commercial quantity. However, it is not disputed that the co-accused of the petitioner has already been granted regular bail.

After hearing learned counsel for the parties, this Court is of the opinion that trial of the case is likely to consume considerable time, further custody of the petitioner may not be justified. Therefore, without meaning any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the trial Court, Jalandhar.

The petition is allowed.

(MANOJ BAJAJ)
JUDGE

22.10.2019

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