

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

**CRM-M No. 40656 of 2019 (O & M)
Date of Decision:-04.12.2019**

Amandeep Singh @ Papna

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present:- Mr. Vipul Jindal, Advocate
for the applicant-petitioner.

Mr. Kirat Singh Sidhu, DAG, Punjab.

MANOJ BAJAJ J.(Oral)

CRM-37809-2019

Allowed as prayed for.

CRM-M-40656-2019

Petitioner-Amandeep Singh @ Papna has filed the present petition under Section 439 Cr.P.C. for grant of regular bail pending trial in case FIR No.31 dated 09.3.2019, under Section 22/29 of NDPS Act, registered at Police Station Dhanaula, District Barnala. The petitioner is in custody since his arrest on 09.3.2019.

As per FIR, a secret information was received by the police that Gagandeep Singh @ Gagan and Amandeep Singh @ Papna, who are

running Sidhu Medical Hall, chemist shop and under this garb they used to bring heavy quantity of Tramadol (intoxicant) tablets from outside and sell the same and if raid is conducted, they can be apprehended. Upon this information, raid was conducted and upon search of backpack carried by Amandeep Singh @ Papna, 80 strips of tablets Clovidol 100 SR, (each strip containing 10 tablets) total 800 tablets were recovered and from right pocket of jacket worn by accused Gagandeep Singh @ Gagan, 20 strips of Clovidol 100 SR (each strip containing 10 tablets) total 200 tablets were recovered.

Learned counsel for the petitioner contends that petitioner alongwith his brother (co-accused) Gagandeep Singh @ Gagan used to run a chemist shop under the name of M/s Gagan Medical Store at Kattu Road Upli, District Barnala under a valid drug license (Annexure P-4). He further relies upon the order dated 06.5.2019 (Annexure P-3), whereby co-accused of the petitioner, namely Gagandeep Singh has been granted concession of regular bail by the trial Court. He submits that trial is likely to consume time and further custody of the petitioner may not be justified.

On the other hand, learned State counsel, who is assisted by ASI Baljit, has opposed the prayer on the ground that huge numbers of intoxicant tablets were recovered from the petitioner. However, he does not dispute the fact that brother of the petitioner, namely, Gagandeep Singh, who is co-accused in this case, is having a valid drug license and running a chemist shop, who was granted bail by the trial Court.

After hearing learned counsel for the parties, this Court finds

that the trial of the case is likely to consume considerable time and keeping in view the custodial period of the petitioner, his further custody 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, Barnala.

The petition is allowed.

December 04, 2019
Vijay Asija

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No