

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

268

CRM-M-40877-2019

DATE OF DECISION: 17.12.2019

ISHAR SINGH

... Petitioner(s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Divjyot Singh Sandhu, 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.99 dated 10.08.2019, under Section 22 of the NDPS Act, 1985, registered at Police Station Maqsudan, District Jalandhar.

Learned counsel for the petitioner contends that the allegations against the petitioner are that 11 injections of Leegesic containing 2 ml Buprenorphine each and 11 injections of Avil are alleged to have been recovered from him. Avil is not covered under the NDPS Act. Recovery of 11 injections of Leegesic is marginally above the commercial quantity of 20 ml. The petitioner is not involved in any other case under the NDPS Act and he is in custody for over 4 months. Learned counsel has cited the order of the coordinate Bench of this Court dated 19.01.2018 in CRM-M-1400 of 2018, Kuldeep Singh Vs. Union Territory, Chandigarh wherein the petitioner was found in possession of 12 injections of Buprenorphine (2 ml each) and he was granted bail after 3 months.

Learned State counsel, upon instructions from ASI Lakhwinder Singh, states that none out of 10 prosecution witnesses has been examined.

Heard.

In view of the submissions of learned counsel for the petitioner, the order of the coordinate Bench of this Court, the petitioner being in custody for over 4 months, he is not involved in any other case under the NDPS Act 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

17.12.2019.

SwarnjitS

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