

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

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CRM-M-41247-2019

DATE OF DECISION: 17.12.2019

HARDEV SINGH

... Petitioner(s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Munish Raj Chaudhary, 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.27 dated 26.04.2019, under Sections 22 & 29 of the NDPS Act, 1985, registered at Police Station Bhadaur, District Barnala.

Learned counsel for the petitioner contends that it is alleged that tablets with a total weight of 409 grams of Tramadol have allegedly been recovered from the petitioner. He further contends that earlier Tramadol was not covered under the NDPS Act and only after the notification issued on 26.04.2018, Tramadol has been brought within the ambit of the NDPS Act. He also contends that the petitioner is in custody for over 7 ½ months. He is not involved in any other case under the NDPS Act. He has relied upon the judgment of coordinate Benches of this Court in the case of **Kashmir Singh Vs. State of Punjab**, in CRM-M-7437 of 2019, decided on 21.02.2019 wherein the petitioner therein had been granted regular bail as he was in custody for over seven months and the judgment in the case of **Karaj Singh Vs. State of**

Punjab, in CRM-M-23811 of 2018, decided on 09.07.2018, wherein the petitioner therein had been granted regular bail after custody of six months.

Learned State counsel states that although challan has been filed but charges are yet to be framed.

Heard.

In view of the submissions of learned counsel for the petitioner, the judgments and orders of the coordinate Benches of this Court, the petitioner is in custody for about 7 ½ 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