

IN THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH

240

CRM-M-46575 of 2019

Date of decision : 06.11.2019

Ninder Singh

... Petitioner

Versus

State of Punjab

.. Respondents

CORAM : HON'BLE MR.JUSTICE ANUPINDER SINGH GREWAL

Present : Mr.Vikas Gupta, Advocate
for the petitioner.
Mr.Dhruv Dayal, Senior DAG, Punjab.

Anupinder Singh Grewal, J. (Oral)

The petitioner is seeking regular bail in FIR No.36 dated 24.04.2018, under Section 22 of the NDPS Act, 1985, registered at Police Station Valtaha, District Tarn Taran.

Learned counsel for the petitioner contends that the allegations against the petitioner are that 780 tablets of 'Lomotil' containing Diphenoxylate Hydrochloride/Atropine Sulphate with a total weight of 49 grams which is below the threshold of the commercial quantity, were recovered from him. The petitioner is in custody for over 01 year. He had also been falsely implicated in another case pertaining to similar allegations and he has already been granted bail in that case.

Custody certificate filed in the Court today is taken on record which indicates that the petitioner has undergone actual sentence for 11 months and 21 days.

Learned State counsel on instructions from HC-Hazara Singh states that challan in this case has been filed. Although charges have been framed but no prosecution witness has been examined.

Heard.

In view of the submissions of the learned counsel for the petitioner, especially the fact that recovery from the petitioner is of non-commercial quantity of contraband and he is in custody for almost 01 year and 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 instant 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

06.11.2019
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Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No