

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-50443-2019 (O&M)
Date of decision: 03.12.2019

Krishan @ Krishan Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Sachin Jain, Advocate
for the petitioner.

Mr. Jagmohan Ghumman, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.125 dated 14.06.2019 under Section 22 of NDPS Act, registered at Police Station Mandi Gobindgarh, District Fatehgarh Sahib.

Learned counsel for the petitioner submits that as per allegations in the FIR, the police party intercepted the petitioner on seeing him coming from the bushes on roadside. It is further stated in the FIR that the petitioner was holding an intoxicant injection along with a syringe in his hand and on search, 15 injections of Buprenorphine were recovered from him. It is further submitted that the petitioner is in custody since 15.06.2019; he is first offender and is not involved in any other case; challan already stands presented and it will take some time in conclusion of the trial. Learned counsel further submits that it is a matter of trial whether the recovery effected from the petitioner was by

following the proper procedure.

Learned State counsel, on the basis of custody certificate dated 03.12.2019 filed in the Court today, has not disputed the factual position.

Without commenting anything on merits of the case, considering the fact that the petitioner is in custody since 15.06.2019; he is first offender and is not involved in any other case and also in view of the fact that challan stands presented and conclusion of the trial will take some time, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate, concerned.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

03.12.2019
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No