

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

**CRM-M No. 52042 of 2019(O&M)
Date of decision: - 11.12.2019**

JARNAIL SINGH

...Petitioner

Versus

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Mikhail Kad, Advocate for the petitioner.

Mr. M.S. Nagra, AAG, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Petitioner has filed this petition under Section 439 of Cr.P.C. for grant of regular bail in case FIR No. 18 dated 23.01.2019 registered under Section 22 of Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Bhawanigarh, District Sangrur.

As per prosecution case, 800 intoxicant tablets of Clovidol 100 SR were recovered from the conscious possession of the accused-petitioner.

Learned counsel for the petitioner states that alleged recovery of 800 tablets of Tramadol Hydrochloride was shown from the motorcycle of the petitioner and other tablets were recovered from the co-accused. The petitioner is in custody since 23.01.2019 and the trial

will take time to conclude. He further states that there is no other case pending and decided against the petitioner.

Learned State brought to the notice of this Court that out of 12 prosecution witnesses, only 1 witness has been examined. The challan stands presented.

I have heard the learned counsel for the parties and is of the view that recovery of 800 tablets of Tramadol Hydrochloride has not been effected from the conscious possession of the petitioner, the petitioner is in custody since 23.01.2019 and the trial will take time to conclude. There is no other case pending and decided against the petitioner.

At this stage, without commenting anything on the merits of the case, which may not cause prejudice to either of the parties at a later stage, but taking the above facts into consideration, the petition is allowed and the petitioner-Jarnail Singh is ordered to be released on regular bail to the satisfaction of the learned trial Court/Duty Magistrate concerned.

(HARNARESH SINGH GILL)
JUDGE

11.12.2019

Mangal Singh

Whether reasoned/speaking?
Whether reportable?

Yes
No