

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

**CRM-M No.2489 of 2020
Date of Decision:14.08.2020**

SIMRANJIT SINGH @ BAAZ ...Petitioner

Versus

STATE OF PUNJAB ..Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Parneet Singh Baidan, Advocate
for the petitioner.

Mr. H.S. Sullar, DAG, Punjab.

DEEPAK SIBAL, J. (ORAL)

Case taken up through video conferencing.

The present petition has been filed under Section 439 Cr.P.C. for the grant of regular bail in FIR No.90 dated 14.06.2019, registered under Sections 22 and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Fatehgarh Sahib, District Fatehgarh Sahib.

The case of the prosecution is that the petitioner was found in illegal possession of 15 injections of Buprenorphine and 15 vials of Avil.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case; he is in custody since 14.06.2019; there is no other criminal case in which he is involved and that since 15 prosecution witnesses are yet to be examined, the trial is likely to take a long time to conclude.

Learned State counsel fairly submits that Avil does not come

under the definition of a narcotic drug but opposes the grant of bail on the ground that 15 injections of Buprenorphine have been recovered from the petitioner's illegal possession.

The petitioner is in custody since 14.06.2019; there is no other criminal case in which he is involved and the trial is likely to take a long time to conclude especially in the present circumstances when the world is facing the COVID-19 pandemic.

In view of the above, the present case is considered to be a fit one in which the petitioner be directed to be released on regular bail. Resultantly, subject to the satisfaction of the CJM/Duty Magistrate, Fatehgarh Sahib, the petitioner is directed to be released on bail.

It is clarified that the above observations have been made only for the limited purpose of deciding the present regular bail application and the same would not be construed to be an expression of opinion on the merits of the case.

August 14, 2020

(DEEPAK SIBAL)
JUDGE

Jyoti-IT Whether speaking/reasoned Yes/No Whether Reportable Yes/No