

221 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CRM-M-2504-2020

Date of Decision: 11.02.2020.

Jaspal Kaur

... Petitioner

vs.

State of Punjab

.. Respondent

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present : Mr. Achin Gupta, Advocate
for the petitioner.

Mr. B.S.Sewak, Additional Advocate General, Punjab.

VIVEK PURI, J.(ORAL)

Through instant petition, the petitioner is seeking regular bail in case FIR No.163 dated 27.07.2018 under Sections 22 and 29 (added later on) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'the Act'), registered at Police Station City Faridkot, District Faridkot.

The aforesaid FIR No.163 dated 27.07.2018 has been registered on the allegations that 600 tablets of AL prest and 380 tables of Fortadol were recovered from the possession of co-accused, namely, Manpreet Kaur, who has been granted regular bail by a Coordinate Bench of this Court vide order dated 05.12.2019 passed in CRM-M-45166-2019.

It has been stated that during the course of investigation, it had emerged that the petitioner alongwith Mangal Singh had placed contraband in the washroom of Manpreet Kaur to get her implicated in the instant case. Consequently, petitioner and Mangal Singh have also been arrayed as accused in the instant case and offence under Section 29 of the Act has also been added. It has been further stated by learned counsel for the petitioner that petitioner remained in custody for a period of about 06 months and also remained on interim bail for some period of time. Even co-accused-Mangal

Singh has been granted bail by the learned Judge, Special Court.

Furthermore, the investigation of the case is complete and challan has also been presented and no recovery has been effected from the petitioner.

Learned State counsel, on instructions from ASI Gurbax Singh, has not disputed the factual position.

Keeping in view the aforesaid facts, no useful purpose will be served by detaining the petitioner behind the bars. Accordingly, the present petition is allowed and petitioner is ordered to be released on bail, subject to her furnishing bail bonds/surety bonds to the satisfaction of concerned Chief Judicial Magistrate/Illaq Magistrate/Duty Magistrate.

(VIVEK PURI)
JUDGE

11.02.2020.
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Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No