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

CRM-M No.3884 of 2020

Date of Decision: 27.08.2020

Hardev Singh @ Devi

.....Petitioner

Vs

State of Punjab

.....Respondent

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present:Mr. D.N. Ganeriwala, Advocate
for the petitioner.

Mr. R.P. Singh, DAG, Punjab.

RAJ MOHAN SINGH, J.(Oral)

The case has been taken up for hearing through video conferencing.

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.102 dated 15.10.2019 registered under Sections 21, 22 of the NDPS Act at Police Station Sadar Banga, District SBS Nagar.

FIR was registered on the basis of chance recovery against Manjeet Singh @ Jeeta and the petitioner. From the dash board of the car, heroin wrapped in polythene envelope was recovered. From the another polythene bag, 15 injections

of Buprenorphine each containing 2 ML were recovered. On the backside of the driver seat, currency notes worth Rs.80,000/- were recovered. The heroin was found to be 22 grams. 15 injections of Burpenorphine weighing 2 ML each were found to be 30 ML in total quantity.

Co-accused Manjeet Singh @ Jeeta has been granted regular bail by this Court vide order dated 21.07.2020 passed in CRM-M No.50556 of 2019. Petitioner seeks parity with that of co-accused.

The aforesaid factual position could not be disputed by learned State counsel but he states that FIR No.17 dated 01.12.2017 under Section 22 of the NDPS Act was registered against the petitioner in which he was convicted and sentenced to undergo RI for one month and to pay fine of Rs.1000/- along with default mechanism. Petitioner has been released on 08.05.2020 after completion of the sentence. There is no other case pending against the petitioner. Petitioner is in custody since 15.10.2019. Charges have been framed, but no prosecution witness has been examined so far.

Taking into consideration the totality of facts and circumstances of the case and without meaning anything on merits of the case, I deem it appropriate to enlarge the petitioner on regular bail subject to his furnishing adequate bail bonds and

surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

27.08.2020

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(RAJ MOHAN SINGH)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No