

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

CRM-M-6312-2020

Date of Decision: 06.07.2020

Gurpreet Singh

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. R.K. Trikha, Advocate,
for the petitioner.

Mr. Jogeinder Pal Ratra, D.A.G., Punjab.

AMOL RATTAN SINGH, J. (ORAL)

All cases listed today have been taken up for hearing by way of video conferencing because of the situation existing due to the COVID-19 pandemic.

This petition has been filed under the provisions of Section 439 of the Cr.P.C. for grant of 'regular bail' to the petitioner upon FIR no. 117 dated 05.11.2019, having been registered at Police Station Kotwali Nabha, District Patiala, for the alleged commission of offences punishable under Sections 22/61/85 of the NDPS Act, 1985.

Learned counsel for the petitioner submits that the petitioner has been in custody for the past 08 months and that he is otherwise a licensed chemist, with the allegation further being (as per the petitioner), that he was actually picked up from his shop and a recovery planted on him two days later.

Learned State counsel on the other hand submits that the entire quantity of tablets recovered from the petitioner was sent for FSL examination,

with the quantity of the contraband recovered ('Tramadol Hydrochloride'), having been found to be double the amount of commercial quantity.

He, on query, also submits that the charges were framed in February 2020, but possibly due to the COVID-19 Pandemic, no witness has been examined so far.

Keeping in view the above fact, without making any comment on the actual merits of the case for or against the petitioner, the petition is allowed. The petitioner shall be admitted to bail upon his furnishing adequate bail bonds and surety bonds to the satisfaction of the learned trial court/Chief Judicial Magistrate/Duty Magistrate, concerned.

July 06, 2020
nitin

Whether speaking/reasoned
Whether Reportable

(AMOL RATTAN SINGH)
JUDGE
Yes
No.