

CRM-M-7360-2020

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-7360-2020

Date of Decision: 16.07.2020

Mukesh Kumar alias Manga

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Manik Bhandari, Advocate,
for the petitioner.

Mr. Harbir Sandhu, A.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 84, dated 14.09.2019, having been registered at Police Station City Kurali, District SAS Nagar, (Mohali), for the alleged commission of offences punishable under Section 22 of the NDPS Act, 1985.

On 28.05.2020, the following order had been passed:-

*“The petitioner was arrested on
14.09.2019.*

*2. The recovery of 12 vials of
Buprenorphine injections coming to 24 ml is
marginally above the commercial quantity.*

3. There is no record of his involvement in any other case under the NDPS Act.

4. It is not clear whether evidence against the petitioner has already been commenced. Ld. State Counsel seeks a short adjournment to apprise the Court in this regard.

5. On request of Ld. Counsel for the State, adjourned to 03.06.2020, for reporting the actual stage of the trial and whether or not the petitioner is involved in any other case under the NDPS Act?”

Today, learned State counsel submits (on instructions), that the charge has to be framed in the trial.

That being so, in view of what has been noticed in the aforesaid order, 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 16, 2020
nitin

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
No.