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

**CRM-M-12945-2020 (O&M)
Date of Decision: 06.07.2020**

Jagdeep Singh @ Joga

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Navraj Singh, Advocate,
for the petitioner.

Mr. Ajay Pal Singh, DAG, Punjab.

SUDIP AHLUWALIA, J. (ORAL)

CRM-11245-2020:

Allowed as prayed for, subject to all just exceptions.

CRM-M-12945-2020:

The instant petition has been filed under Section 439 of the Code of Criminal Procedure seeking regular bail in case FIR No.133 dated 18.07.2017, under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Kartarpur, District Jalandhar.

[2]. Ld. Counsel for the petitioner relies on the decision of this Court in case bearing **CRM-M No.18283 of 2018** titled as “**Barjinder Singh Vs. State of Punjab**”, passed on **07.05.2018**, to submit that the alleged recovery in the present case is of 110 gms. of *Alprazolam*, which was

exactly the same quantity in the decision cited, and comes to be marginally above the commercial quantity.

[3]. Ld. Counsel for the petitioner further submits that the petitioner was originally on bail, which had been granted to him earlier, since the Chemical Analysis Report has not yet become available. He was, however, subsequently re-arrested on 30.01.2020, and the total detention undergone by him in the present case is in excess of 2 years and 4 months.

[4]. The petitioner is not involved in any other case under the Narcotic Drugs and Psychotropic Substances Act, 1985, and from the zimini orders passed by the Ld. Trial Court for more than 1 year, since 09.05.2019, it transpires that even now the evidence from the prosecution side has not yet commenced.

[5]. In such circumstances, considering the long detention undergone by the petitioner till now, at this stag, he is ordered to be released on regular bail, subject to the appropriate terms and conditions to the satisfaction of the Ld. Trial Court/Duty Magistrate, concerned.

[6]. Disposed off.

06.07.2020

Apurva

(SUDIP AHLUWALIA)
JUDGE

1. Whether speaking/reasoned: Yes/No
2. Whether reportable: Yes/No