

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

215

CRM-M-13260-2020

Date of decision : 10.07.2020.

Gurcharan Singh @ Charni

... Petitioner

Versus

State of Punjab

... Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Lakhwinder Singh Sidhu, Advocate for the petitioner.

Mr. Amar Ashok Pathak, Addl. A.G., Punjab.

Anupinder Singh Grewal, J. (Oral)

The petitioner is seeking regular bail in FIR No.20 dated 19.02.2020 under Section 22 of the NDPS Act (Section 29 of the NDPS Act added later on), registered at Police Station Jaitu, district Faridkot.

Learned counsel for the petitioner contends that the allegations against the petitioner are that intoxicant substance containing 194 grams Tramadol was allegedly recovered from him, which is below the threshold of commercial quantity. He further contends that the petitioner is 21 years old student of B.A. Part-I and is in custody for more than four months since his arrest on 19.02.2020. The petitioner is not involved in any other case under the NDPS Act.

Learned State counsel, however, contends that after the arrest of the petitioner and in terms of his disclosure statement, heavy quantity of Tramadol was recovered from other co-accused.

Heard through video conferencing.

In view of the submissions of learned counsel for the petitioner, especially when the recovery from the petitioner is of non-commercial quantity; he is in custody for more than four months; he is 21 years old student of B.A. Part-I; he is not involved in any other case under the NDPS Act; the COVID-19 pandemic and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

July 10, 2020
sonia gugnani

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