

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

CRM-M- 15963-2020 (O&M)

Date of Decision: July 06, 2020

Sahit Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. G. S. Sandhu, Advocate
for the petitioner.

Mr. Harpreet Singh Multani, AAG, Punjab.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No. 40 dated 15.04.2019, under Section 22 of NDPS Act, 1985, registered at Police Station Maur, Distt. Bathinda.

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 15.04.2019. It is further contended that the quantity of recovery made from the petitioner is a non-commercial quantity and that there has been non-compliance of Section 50 of NDPS Act.

Per contra, learned counsel appearing on behalf of respondent-

State, on instructions from the Investigating Officer, opposes the grant of regular bail to the petitioner, while submitting that no ground is made out for concession of regular bail.

I have heard learned counsel for the parties.

Since, in view of the restricted working of the Courts due to pandemic COVID-19 situation and in view of the facts that the trial is likely to take time and that the petitioner herein has been in custody since 15.04.2019 and the contraband recovered is of a non-commercial quantity, coupled with the fact that there has been non-compliance of Section 50 of NDPS Act, no useful purpose would be served in keeping the petitioner behind bars. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on bail on his execution of adequate personal and surety bond to the satisfaction of concerned trial Court/Duty Magistrate. However, any observation made herein shall not be construed to be an expression on merits of the case.

July 06, 2020

seema

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No