

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

**CRM-M-17546-2020 (O&M)
Date of Decision:22.07.2020**

Pardeep Singh @ Raja

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. Amardeep Singh, Advocate for the petitioner.

Mr. Gaurav Garg Dhuriwala, Sr. DAG. Punjab.

TEJINDER SINGH DHINDSA J.(Oral)

This case has been taken up through Video Conferencing via Webex facility in the light of Pandemic Covid-19 situation and as per instructions.

Petitioner seeks benefit of regular bail in FIR No.12 dated 18.01.2020 under Section 21, 25, 29 NDPS Act, 1985 registered at police station STF, District SAS Nagar, Mohali

Counsel for the parties have been heard.

As per prosecution version an alleged recovery of 270 gms. Of Heroin is stated to have been effected from the conscious possession of the petitioner. The recovery is stated to be from a cloth which was wrapped around the waist of the petitioner.

Petitioner was arrested on 18.01.2020.

Investigation in the case is complete and the challan has been presented.

The Trial Court is at the very initial stage and would take time to

conclude and particularly keeping in view the current Covid-19 situation.

The alleged recovery from the petitioner is marginally over and above the non-commercial quantity.

Even though the prayer for bail was vehemently opposed by learned State counsel by submitting that the petitioner is involved in one more case under the NDPS Act yet it has gone uncontroverted that the alleged recovery in that matter was 03 Gms. of heroin and in which the petitioner has already secured bail.

Petitioner has already suffered incarceration for a period in excess of 6 months.

In the considered view of this Court no useful purpose would be served by keeping the petitioner in custody any further.

Petition is allowed.

Petitioner be enlarged on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the Trial Court/Duty Magistrate, Amritsar.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

July 22, 2020

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No