

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-17886-2020

Date of Decision:24.07.2020

Inderjit

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

Present: Mr. G.S. Bhatia, Advocate,
for the petitioner.

Mr. Randhir Singh Thind, D.A.G., Punjab.

HARI PAL VERMA, J.(Oral)

The matter has been taken up for hearing through video conferencing due to outbreak of COVID-19.

Prayer in this petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case FIR No.65 dated 08.09.2019 under Section 22 of the NDPS Act, registered at Police Station Bheram, District SBS Nagar.

As per FIR, the case of the prosecution is that the petitioner was found in conscious possession of 25 injections of Leegesic 2 ML each containing 50 grams Buprenorphine HCL salt.

Learned counsel for the petitioner submits that the petitioner is in custody since 08.09.2019 and as against total 11 witnesses cited by the prosecution, 04 witnesses have been examined and there is no other case

against the petitioner. He relies upon the order dated 30.08.2017 passed in

CRM-M-20997-2017(**Satwinder Singh Versus State of Punjab**), wherein for having found in possession of 35 vials of Buprenorphine Hydrochloride of 2 ML each, this Court has admitted the accused in that case on bail.

Learned State Counsel does not dispute the custody period and the fact that there is no other case against the petitioner.

Heard learned counsel for the parties.

Petitioner is in custody since 08.09.2019. As against total 11 witnesses cited by the prosecution, 04 witnesses have been examined so far. Trial in the case is not likely to be concluded in the near future. In the light of judgment passed in **Satwinder Singh's case(supra)** and the fact that no other case has been pointed out against him, this Court deems it appropriate to admit the petitioner on bail.

Accordingly, the present petition is allowed and the petitioner is admitted on regular bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of trial Court/Duty Magistrate.

However, it is made clear that the observations made hereinabove shall not be construed as an expression on the merits of the case and the trial Court shall proceed with the trial independently without being influenced by the order of bail passed by this Court.

July 24, 2020
seema

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No