

202-2

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

**CRM-M No.18003 of 2020
Date of Decision : 21.08.2020**

Lakhveer Singh @ Deepu

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Manish K. Singla, Advocate
for the Petitioner.

Mr. Harbir S. Sandhu, Asstt. Advocate General, Punjab
for the Respondent/State.

SUDIP AHLUWALIA, J. (ORAL)

The instant Petition has been filed under Section 439 of the Code of Criminal Procedure seeking Regular Bail on behalf of the Petitioner in case FIR No.9, dated 07.01.2020, registered under Sections 22 of the NDPS Act, 1985 (Sections 25 and 29 of the NDPS Act added later on) at Police Station City-1 Moga, District Moga.

2. The Petitioner was arrested on 07.01.2020 along with co-accused Nirmal Singh @ Nimma.
3. The recovery effected from the Petitioner was of 500 tablets of Colvidol 100 SR containing Tramadol Hydrochloride salt.
4. It is submitted by Ld. Counsel for the State that as per the Report received the quantum of recovery from the present Petitioner comes to 205.5 grams which is below the commercial quantity.

5. After completion of investigation, Challan against the Petitioner has already been submitted however the Trial is yet to commence apparently on account of ongoing Covid-19 Pandemic and is likely to take a considerable time for its completion.

6. There is no record of Petitioner's involvement in any other case under the NDPS Act, on account of which this Court is of the opinion that he is not likely to commit a similar offence, if released on bail, at this stage.

7. In the totality of all the above circumstances and without commenting upon the other merits of the case, at this stage, this Court is of the opinion that further detention of the Petitioner for an indefinite period is not justified. As such, he is ordered to be released on bail subject to the satisfaction of the Ld. Trial Court/Duty Magistrate concerned.

8. Disposed off.

August 21, 2020
Dpr

(SUDIP AHLUWALIA)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No