

In the High Court of Punjab and Haryana at Chandigarh

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CRM-M-19980-2020 (O & M)

Date of Decision: August 10, 2020

SONA SINGH

....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Gurpreet Singh Sandhu, Advocate
for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

Heard through video conferencing.

The petitioner is seeking regular bail in FIR No.53 dated 20.04.2020, under Section 21 of the NDPS Act and Section 25/27 of the Arms Act (Section 29/61 of the NDPS Act added lateron), registered at Police Station Special Task Force, District STF Wing.

Learned counsel for the petitioner contends that the allegations against the petitioner are that in pursuance to his disclosure statement, 9 mm pistol was recovered from his field while 10 grams of heroin was recovered from the backside of the tubewell. He is not involved in any other case under the NDPS Act. He is in custody for over 3 months.

Learned State counsel states that the petitioner is in custody for 03 months and 12 days. He upon instructions from SI Sukhwinder Singh further states that challan has been filed on 17.06.2020 but no prosecution witness has been examined. He, however, contends that the petitioner was part of the gang

from whom huge recovery has been effected but from the petitioner 9 mm pistol, 04 live cartridges, ₹1000 in cash, 01 empty magazine, 02 mobile phones and 10 grams of heroin were recovered.

Heard through video conferencing.

In view of the submissions of learned counsel for the petitioner, especially when the petitioner is in custody for over 03 months, recovery is of non-commercial quantity, he is not involved in any other case under the NDPS Act, 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 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

August 10, 2020
A.Kaundal

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