

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M-20189-2020

DATE OF DECISION: 10.08.2020

AMANDEEP SINGH @ AMNA

... Petitioner (s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Ankur Jain, Advocate
for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking regular bail in FIR No.3 dated 20.01.2020, under Sections 2/61/85 of the NDPS Act, registered at Police Station Nahianwala, District Bathinda.

Learned counsel for the petitioner contends that the alleged recovery of Clovidol Tablets with a total weight of 265 grams has been effected, which is marginally above the commercial quantity of 250 grams. The petitioner is in custody for over 6 months. He is not involved in any other case under the NDPS Act. Learned counsel has relied upon the judgments of the coordinate Benches of this Court in the case of **Kashmir Singh vs. State of Punjab**, in CRM-M-7437 of 2019, decided on 21.02.2019, the petitioner therein had been granted regular bail as he was in custody for over seven months and the judgment in the case of **Karaj Singh vs. State of Punjab**, in CRM-M-23811 of 2018, decided on 09.07.2018, the petitioner therein had been granted regular bail after custody of six months.

Learned State counsel, upon instructions from SI Kashmir Singh, contends that challan has been presented but none of the prosecution witnesses has been examined.

Heard through video conferencing.

In view of the submissions of learned counsel for the petitioner, the judgments of the coordinate Benches of this Court, the recovery being marginally higher than the commercial quantity, the petitioner is not involved in any other case under the NDPS Act, the 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 instant 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

10.08.2020.

SwarnjitS

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No