

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

(Through Video Conferencing)

**CRM-M-22630-2020**

Date of Decision: 19.8.2020

Satnam Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

**CORAM: HON'BLE MS. JUSTICE NIRMALJIT KAUR**

Present: Mr. Rishu Mahajan, Advocate, for the petitioner.

Mr. Hittan Nehra, Addl. Advocate General, Punjab.

**NIRMALJIT KAUR, J. (Oral)**

The present petition is filed under Section 439 Cr.P.C. seeking grant of regular bail in FIR No.48 dated 9.5.2020 registered under Sections 21/27-A/29 of NDPS, Act 1985 at Police Station Gharinda, District Amritsar.

Learned counsel for the petitioner while praying for bail submitted that the recovery was only 10 grams of heroin, which is much less than the non-commercial quantity. Co-accused, Sarabjit Singh has also been granted bail on the said ground.

Learned State counsel while opposing the bail application submitted that besides 10 grams heroin, Rs.3 lacs were recovered on the disclosure statement and Pakistani sim card too was found.

Heard.

Admittedly, recovery in the present case is 10 grams of heroin, which is much less than even the non-commercial quantity and the co-accused has already been granted bail. Argument that Rs.3 lacs were recovered are explained by placing on record the mortgaged deed (Annexure P-2) on record, which are the family money wherein the mother of the petitioner received the amount as mortgaged money from Harjit Singh son of Gurnam Singh with whom the mortgage deed was executed. With respect to Pakistani Sim card,

there is nothing on record to show that the same was in the name of the petitioner and is stated to be easily available in the market. There is no other case against the petitioner.

In view of the above, the present petition is allowed and the petitioner is released on bail to the satisfaction of the concerned Chief Judicial Magistrate/Duty Magistrate. However, nothing said herein will have any bearing on the merits of the case.

(NIRMALJIT KAUR)  
JUDGE

19.8.2020  
sharmila

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|---------------------------|---|--------|
| Whether Speaking/Reasoned | : | Yes/No |
| Whether Reportable        | : | Yes/No |