

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

206

CRM-M-24193-2020

Date of decision : 02.09.2020.

Santokh Singh

... Petitioner

Versus

State of Punjab

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. A.S. Barnala, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

Anupinder Singh Grewal, J. (Oral)

The petitioner is seeking regular bail in FIR No.73, dated 31.07.2018, under Sections 15/61/85 of the NDPS Act, registered at Police Station Ajitwal, district Moga.

Learned counsel for the petitioner contends that the allegations against the petitioner are that he along with three co-accused was found in possession of 58 kgs. of poppy husk. He further contends that if the recovery is divided among four persons, it would fall below the commercial quantity. He also contends that the petitioner is in custody for over one year, ten months and is not involved in any other case under the NDPS Act.

Learned State counsel has filed custody certificate of the petitioner, which indicates that the petitioner is in custody for 01 year, 10 months and 19 days as on 01.09.2020.

Heard through video conferencing.

In view of the submissions of the learned counsel for the petitioner, especially when the petitioner is in custody for more than 01 year and 10 months, he 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

September 02, 2020
sonia gugnani

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