

In the High Court of Punjab and Haryana at Chandigarh

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**CRM-M-28443-2020 (O & M)
Date of Decision: September 23, 2020**

**RAJABHADAR SINGH @ RAJ BAHADAR SINGH
@ BAHADAR SINGH**

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Kanwardeep Singh Sodhi, 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.101 dated 29.05.2020, under Section 22 of the NDPS Act, registered at Police Station City Moga, District Moga.

Learned counsel for the petitioner inter alia contends that the alleged recovery which has been effected from the petitioner is 500 tablets of Clavidol SR-100 containing tramadol with a total weight of 201 grams which is below the threshold of 250 grams of commercial quantity. The petitioner is in custody since 29.05.2020 and is not involved in any other case under the NDPS Act.

Learned State counsel upon instructions from ASI Malkeet Singh contends that although the recovery which has been effected from the petitioner is of 201 grams of tramadol but tramadol tablets of commercial quantity were recovered from other co-accused who were travelling along with the petitioner on the motorcycle.

Heard through video conferencing.

In view of the submissions of learned counsel for the petitioner, especially when the recovery effected from the petitioner is non-commercial quantity, he is in custody for almost 04 months, 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

September 23, 2020
A.Kaundal

Whether speaking/ reasoned : Yes/No

Whether Reportable : Yes/No