

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-27021-2019 (O&M)
Date of decision: 16.01.2020

Harjinder Kaur

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. C.S. Rana, Advocate
for the petitioner.

Mr. Ajay Pal Singh Gill, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.116 dated 11.07.2018 under Sections 22/25 of NDPS Act, registered at Police Station Hathur, District Ludhiana.

Learned counsel for the petitioner submits that the petitioner is a lady, having two children and there is no one to take care of them. It is further submitted that after availing the interim bail, the petitioner has surrendered back and she is in custody since 19.03.2019 and her total custody is of 01 year. Learned counsel further submits that as per allegations in the FIR, recovery of 252 grams of intoxicant powder was effected from scooter of the petitioner, which is marginally higher than the commercial quantity.

Learned State counsel, on the basis of custody certificate, has not disputed the factual position, however, it is submitted that the petitioner is

involved in one more case registered in the year 2014, in which she is on bail. Learned State counsel, on instructions from ASI Hameer Singh, has submitted that out of total 09 prosecution witnesses, only 02 have been examined so far.

Without commenting anything on merits of the case, considering the custody of the petitioner and in view of the fact that conclusion of the trial will take some time, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing her bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate, concerned.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

16.01.2020
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No