

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M-29632-2020

DATE OF DECISION: 12.10.2020

LAKHBIR SINGH

... Petitioner (s)

Versus

STATE OF HARYANA

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Sukhdeep Singh Bhinder, Advocate
for the petitioner.

Ms. Aditi Girdhar, AAG, Haryana.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking regular bail in FIR No.118 dated 12.08.2020, under Section 18 of the NDPS Act, 1985, registered at Police Station Jakhal, District Fatehabad.

Learned counsel for the petitioner contends that it is alleged that 90 grams of opium (non-commercial quantity) has been recovered from the joint possession of the petitioner and the co-accused. He further contends that a joint offer had been given to the petitioner instead of a separate offer for search. He also contends that the petitioner was earlier convicted for possessing non-commercial quantity in the year 2013 under the NDPS Act. He also contends that the petitioner is in custody for over 3 months.

Learned State counsel, upon instructions from ASI Ajmer Singh, contends that the matter is under investigation and challan is yet to be presented.

Heard through video conferencing.

In view of the submissions of the learned counsel for the petitioner, especially when the recovery of 90 grams opium has been effected, the petitioner is in custody for over 3 months, 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.

However, the petitioner shall appear before Police Station Jakhal, District Fatehabad every alternate Monday till the conclusion of the trial.

(ANUPINDER SINGH GREWAL)
JUDGE

12.10.2020.

SwarnjitS

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