

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

CRM-M-33654-2020(O&M)

Date of decision: 29.10.2020

Manish Kumar and another

.....Petitioners

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr.Kamal Narula, Advocate for the petitioner

Mr. Luvinder Sofat, AAG, Punjab

ANIL KSHETARPAL, J. (ORAL)

The petitioners pray for bail pending trial in a criminal case arising from FIR No. 183, dated 24.8.2020, registered under Section 18 of the NDPS Act at Police Station City Fazilka, District Fazilka.

As per the case of the prosecution, the car in which the petitioners were travelling was intercepted and on search, 1 kg opium, was recovered.

Sh. Sofat, AAG, Punjab, has admitted that the aforesaid recovery does not fall in the category of commercial quantity. The petitioners are in detention since 24.8.2020.

On completion of the investigation, challan has already been filed. Charges are yet to be framed. Learned State counsel, on instructions from SI Krishan Lal, has submitted that the petitioners have no criminal antecedents.

Conclusion of the trial is likely to take some time.

Keeping in view the aforesaid facts and without commenting on the merits of the case, the petitioners are directed to be released on bail on their furnishing bail bonds/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate.

Accordingly, the present petition is allowed.

29.10.2020
rekha

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned Yes / No

Whether Reportable Yes / No