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

CRM-M No. 35042 of 2020
Date of Decision: 05.11.2020

Amanjot Singh @ Jota

-Petitioner

Vs

State of Punjab

-Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Ms. Harshita, Advocate,
for the petitioner.
Mr. Ramdeep Partap Singh, D.A.G., Punjab.

RAJ MOHAN SINGH, J. (ORAL)

The case has been taken up for hearing through video-conferencing.

Petitioner seeks grant of regular bail under Section 439 Cr.P.C. in case bearing FIR No.95 dated 19.07.2019 under Section 22 of NDPS Act registered at Police Station Chamkaur Sahib, District Rupnagar Punjab.

Petitioner was pillion rider of the motorcycle of which co-accused Jatinder Singh @ Balua was owner-cum-driver. Jatinder Singh @ Balua has been granted regular bail by this Court in CRM-M No.43016 of 2019 vide order dated 27.01.2020.

As per allegations, 10 ampoules of 2 ml each of Leegesic (Buprenorphine injections) were recovered. Total

quantity was 20 ml.

Learned counsel for the petitioner submits that the recovered quantity is non-commercial in nature.

As per FSL report, Buprenorphine as per average quantity of ingredients was found to be 0.29 mg per ml and 1 gm of Buprenorphine is equivalent to 333.33 ml in liquid form. Weight in gram shall be debatable as the same is required to be calculated on the basis of volume of the contraband multiplied by density.

Learned State counsel on instructions from ASI Sohan Lal submits that out of 11 prosecution witnesses, 05 prosecution witnesses have been examined so far.

Petitioner is in custody since 19.07.2019.

Keeping in view the situation arising out of pandemic COVID-19 and without meaning anything on the merits of the case, the petition is allowed. Petitioner is directed to be released on regular bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of trial Court/concerned Duty Magistrate.

Nothing expressed hereinabove would be construed to be an opinion on the merits of the case.

05.11.2020
Jyoti Sharma

(RAJ MOHAN SINGH)
JUDGE

1. Whether speaking/reasoned : Yes/No
2. Whether reportable : Yes/No