

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

**CRM-M No.37713 of 2019
Date of Decision : 14.02.2020**

Parvinder Singh @ Phagga

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Chandan Singh Rana, Advocate
for the petitioner.

Mr. Avtar Singh Sandhu, Addl. A.G., Punjab assisted by
ASI Sukhwinder Singh.

SUDIP AHLUWALIA, J. (ORAL)

The instant petition has been filed under Section 439 of the Code of Criminal Procedure (for short, 'the Cr.P.C.') seeking regular bail in case FIR No.208, dated 06.07.2018, registered under Section 22 of the NDPS Act, 1985, at Police Station City 1 Khanna, District Ludhiana.

2. Heard.

3. Recovery from the petitioner is of 500 Capsules containing Tramadol; the total weight of which is 290 grams, and which is substantially below the quantities recovered from the other accused persons, namely, Manjit Singh and Hardev Singh, who were granted regular bail by Co-ordinate Benches of this Court in **CRM-M No.38325 of 2019** and **CRM-M No.41247 of 2019**, in view of the fact that they had remained in detention for 7½ to 8 months and were not involved in any other case under the NDPS Act.

4. The petitioner stands on a similar footing and the detention undergone by him is of 09 months by now and has admittedly not involved in any other case under the NDPS Act.

5. Considering the overall circumstances, further detention, at this stage, would not serve any purpose. Therefore, the present petition is allowed and the petitioner, namely, Parvinder Singh @ Phagga, is ordered to be released on regular bail subject to appropriate terms and conditions to the satisfaction of Ld. Trial Court/Duty Magistrate, concerned.

February 14, 2020
rittu

(SUDIP AHLUWALIA)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No