

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

**CRM-M No.38249 of 2019
Date of Decision : 27.02.2020**

Sehajpal Singh @ Sehaj

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Lakhwinder S. Mann, Advocate
for the Petitioner.

Mr. Avtar S. Sandhu, Addl. Advocate General, Punjab
for the Respondent/State.

SUDIP AHLUWALIA, J. (ORAL)

The instant Petition has been filed under Section 439 of the Code of Criminal Procedure seeking Regular Bail in case FIR No.103, dated 05.05.2019, registered under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short, 'the NDPS Act'), at Police Station Sirhind, District Fatehgarh Sahib.

2. Reliance of the Petitioner is on the decision of the Division Bench of this Court in '**Saleem Mohd. Vs. State of Punjab', 2015 (25) R.C.R. (Criminal) 816**, in which regular bail was granted to a co-accused in the light of Rule 66 of the NDPS Rules, 1985 when he was found to be in possession of 22 Injections of Buprenorphine.

3. The recovery from the Petitioner, in the present case, is of significantly lesser quantity i.e. 13 Injections of Buprenorphine.
4. The Petitioner was arrested on 5th May, 2019.
5. Trial is yet in progress.
6. There is no record of Petitioner's involvement in any other case under the NDPS Act.
7. For the aforesaid reasons, the present Petition is allowed and the Petitioner, namely, Sehajpal Singh @ Sehaj is ordered to be released on bail subject to the satisfaction of the Ld. Trial Court concerned.

February 27, 2020

Dpr

**(SUDIP AHLUWALIA)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No