

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

**CRM-M No.41958 of 2019
Date of Decision : 05.02.2020**

Kushal Mehta

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Raj Kumar Gupta, Advocate
for the petitioner.

Mr. Sukhbeer Singh, AAG, Punjab.

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.115, dated 15.08.2018, registered under Sections 22, 29 of NDPS Act, 1985, at Police Station Division E (Kotwali), District Amritsar.

2. Seen the CD containing the CCTV footage, tendered on behalf of Ld. Counsel for the petitioner, which indicates some discrepancy in the time and place of arrest of the petitioner. Admittedly, there is no record of the petitioner's involvement in any other case under the NDPS Act. He has remained in detention for almost 1½ years since the month of August, 2018.

3. Considering the overall circumstances, further detention of the petitioner, at this stage, would not serve any purpose. Therefore, the present petition is allowed and the petitioner, namely, Kushal Mehta, 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 05, 2020
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(SUDIP AHLUWALIA)
JUDGE

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