

207-A

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

**CRM-M-43215-2019 (O&M)
Date of Decision: 29.09.2020**

Sukhpal Singh @ Gogi

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Karanjeet Singh Brar, Advocate,
for the petitioner.

Mr. Ramandeep Sandhu, Senior DAG, Punjab.

SUDIP AHLUWALIA, J. (ORAL)

The present petition has been filed under Section 439 of the Code of Criminal Procedure by the petitioner, seeking regular bail in case FIR No.110 dated 27.07.2019, under Section 15 of the Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Sadar, Bathinda, District Bathinda.

2. The petitioner has remained in detention for more than one year, since 30.07.2019, as per the Custody Certificate available on record. Further, it is also ascertained from it that the petitioner was previously involved in another case, being FIR No.28 of 2016, registered under Sections 15/61/85 of the Narcotic Drugs and Psychotropic Substances Act, 1985, but he has already undergone the sentence awarded to him, by way of fine of ₹1,000/- imposed upon him, as mentioned in Column 4 of his Custody Certificate.

3. The recovery effected from two persons in the present case was of 52 kgs. of *poppy-husk*, which is marginally above the commercial quantity.

4. In these circumstances, without commenting any further on the merits of the present case as a whole, and in view of the detention undergone by the petitioner, as also the fact that the trial is likely to take its own considerable time due to ongoing Covid-19 Pandemic, the prayer of the petitioner for regular bail is allowed and he is ordered to be released on regular bail, subject to appropriate terms and conditions to the satisfaction of the Ld. Trial Court/Duty Magistrate, concerned.

5. Disposed off.

29.09.2020

Apurva

(SUDIP AHLUWALIA)
JUDGE

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