

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

**CRM-M-44691-2019 (O&M)
Date of Decision : 27.01.2020**

Balwinder Kumar @ Sunny and others Petitioners

Versus

State of Punjab Respondent

CORAM : HON'BLE MR. JUSTICE RAMENDRA JAIN

Present : Mr. Atul Goyal, Advocate
for the petitioners.

Mr. N.K.Banka, DAG, Punjab.

RAMENDRA JAIN, J. (Oral)

Through instant petition under Section 439 Cr.P.C. prayer has been made for grant of regular bail to petitioner in a case arising from FIR No.196 dated 08.08.2018, registered under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Government Railway Police, District Ludhiana.

According to prosecution on 08.08.2018, the petitioners were apprehended with conscious possession of 900 tablets of alprazolam and 500 capsules of Tramadol without any permit or licence. Since, then they are in custody.

Learned counsel for the petitioners *inter alia* contends that even, if, the entire quantity allegedly recovered from the petitioners is taken into consideration, the same would not fall under commercial quantity. The petitioners are in custody since 2018.

Conclusion of trial may take a sufficient long time. No useful purpose would be served by detaining the petitioners any more in jail.

On the other hand, learned State counsel vehemently opposed the grant of regular bail to the petitioners.

Considering overall facts and circumstances, but without expressing any opinion on the merits of the case, the petition is allowed. Consequently, petitioners are ordered to be released on bail during pendency of trial, if not required in any other case, on their furnishing bail bonds and surety bonds to the satisfaction of Trial Court/Duty Magistrate concerned.

27.01.2020
mamta

(RAMENDRA JAIN)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No