

Inderveer Singh @ HoneyPetitioner
Vs.
State of Punjab ...Respondent

Present: Mr. Manish Kumar Singla, Advocate for the petitioner.
Mr. Prabhjot Singh Walia, AAG, Punjab.

Petitioner-Inderveer Singh @ Honey has prayed for grant of regular bail under Section 439 Cr.P.C in case FIR No.216 dated 14.09.2019 registered under Section 22 of Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Sirhind, District Fatehgarh Sahib. The petitioner is in custody since his arrest on 14.09.2019.

As per the prosecution case, on 14.09.2019, when the police party was on patrol duty at village Tarkhan Majra, then two boys on motorcycle bearing No.PB-23-X-7887 were seen coming and the vehicle was signalled to stop. On seeing the police, they tried to run away but both were apprehended and after following the procedure, search was conducted. Upon search, two injections of buprenorphine were recovered from Gurpreet Singh whereas three injections buprenorphine were recovered from Inderveer Singh (petitioner).

Learned counsel for the petitioner contends that on 08.11.2019, the petitioner was extended the concession of interim regular bail by this Court as the FSL report in respect of the recovered contraband was awaited.

However, upon receipt of the same, the petitioner was arrested on 14.09.2019. Learned counsel further submits that concession of interim bail was never misused by the petitioner, therefore, it is a fit case where concession of regular bail may be extended to him. He further contends that the alleged recovered contraband is non-commercial quantity. He has invited the attention of the Court to Annexure P-1 whereby concession of regular bail has already been extended to co-accused.

On the other hand, learned State counsel assisted by ASI Jagroop Singh opposed the bail application, however, it is not disputed that the contraband recovered from the petitioner falls within the category of non-commercial quantity. It is not disputed that case of the petitioner is at par with co-accused, namely, Gurpreet Singh who has been granted the concession of regular bail by this Court.

After hearing learned counsel for the parties, this Court finds that the trial is likely to consume considerable time and no useful purpose would be served by keeping the petitioner behind the bars. Resultantly, without meaning any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the trial Court concerned.

The petition is allowed.

(MANOJ BAJAJ)
JUDGE

17.01.2020

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Whether speaking/reasoned :

Whether Reportable :

Yes

Yes

No

No