

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

CRM-M No.47345 of 2019

Date of Decision: 24.02.2020

Balwinder Singh @ Fauji @ Billa

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Dilpreet Singh Gandhi, Advocate
for the petitioner.

Mr. Avtar Singh Sandhu, Addl. A.G., Punjab.

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.253, dated 22.09.2019, registered under Sections 22, 58(2) of the NDPS Act, 1985 and Section 182 of the Indian Penal Code, at Police Station Sadar Amritsar.

2. Heard.

3. Perusal of the FIR itself shows that no recovery was effected from the petitioner directly. His name was only revealed by one Sarup Singh, who was of the belief that the contraband has been placed in his case by the petitioner.

4. Ld. State Counsel, on instructions, submits that the said contraband was of 70.56 Grams of Alprazolam, which is below the commercial quantity.

5. In view of the above, without expressing any opinion on the merits of the case, the present petition stands allowed and the interim bail granted by this Court vide order dated 28.11.2019, is hereby made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of the Investigating Officer, concerned.

(SUDIP AHLUWALIA)
JUDGE

February 24, 2020
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Whether speaking/reasoned : Yes
Whether reportable : No