

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

**CRM-M No.48530 of 2019
Date of decision:18.02.2020**

Baljinder Kaur @ Binder

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Aminder Singh, Advocate for the petitioner.

Mr. V.G. Jauhar, Senior DAG, Punjab.

SUVIR SEHGAL J. (ORAL)

Petitioner has filed this petition under Section 439 of Cr.P.C. for grant of regular bail in case FIR No.007, dated 14.01.2019 registered under Section 22 of NDPS Act at Police City 1, District Sangrur.

Learned counsel for the petitioner has submitted that the petitioner is a lady and is behind bars for the last more than 7 months. He further submits that the petitioner was granted interim bail till the receipt of the FSL report and she did not misuse the concession of interim bail.

Learned State counsel upon instructions from HC Satwant Singh has submitted that challan was presented on 23.07.2018 and charges were framed on 06.08.2018 and out of 12 prosecution witnesses, 5 have been given up, 3 have been examined and 4 prosecution witnesses remain. Learned State counsel has opposed the bail on the ground that 800 grams of Tramadol Hydrochloride tablets were recovered from the petitioner, which is commercial quantity. He has further submitted that petitioner has undergone 7 months and 25 days in custody but he could

not deny that she is first time offender.

Heard.

Considering the fact that the accused is a lady and is in custody for the last 7 months and 25 days and the trial is likely to take sometime to conclude, no useful purpose will be served by keeping the petitioner behind bars any further. Without commenting anything on the merits of the case, the petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of trial Court/Duty Magistrate.

18.02.2020

pooja saini

(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned : Yes/No

Whether Reportable : Yes/No