

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-51313-2019

Date of Decision: 19.02.2020

Fariyad Khan

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Krishan Singh Dadwal, Advocate for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

...

Manoj Bajaj, J. (Oral)

Petitioner has filed this petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.107 dated 18.08.2019, under Section 22 Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Mahilpur, District Hoshiarpur. He is in custody since his arrest on 18.08.2019.

As per the case of the prosecution, on 18.08.2019, 40 injections of Avil and 40 injections of Buprenorphine were recovered from accused Fariyad Khan.

Learned counsel for the petitioner contends that the petitioner has been falsely implicated in the present case. It is pointed out that charges have been framed on 18.02.2020, therefore, further custody of the petitioner is not justified. It is prayed that the petitioner be released on regular bail.

On the other hand, learned State counsel on instructions from ASI Gurjinder Singh, has opposed the bail application on the ground that quantity recovered from the petitioner falls within the ambit of commercial

quantity, therefore, the petitioner does not deserve the concession of regular bail.

Considering the nature and quantity of contraband recovered from the petitioner, no case is made out for grant of regular bail to the petitioner at this stage.

Consequently, the petition is dismissed.

19.02.2020
Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No