

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M No.53291 of 2019 (O&M)

Date of Decision: 14.09.2020

Arbaj Khan @ Arbaj

..... Petitioner

V/s.

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Arjun Veer Sharma, Advocate
for the petitioner.

Mr. M.S. Nagra, AAG, Punjab.

Harnaresh Singh Gill, J. (Oral)

Case is taken up for hearing through video conferencing.

Custody certificate by way of affidavit of Deputy Superintendent, Central Prison, Ludhiana has been filed through e-mail. Copy of the same is taken on record.

The prayer is for grant of regular bail in case FIR No. 29 dated 10.02.2019 under Section 21 of NDPS Act, 1985, Police Station City-II Khanna (Police District Khanna) District Ludhiana.

Learned counsel for the petitioner states that the recovery from the petitioner is 270 grams of heroin which is marginally above the commercial quantity and it was weighed on a digital scale which included the plastic envelope. It has been further pointed out that the petitioner is in custody since the last 01 year 06 months and 28 days.

The learned State counsel states that the challan has been presented.

Charges have been framed. Out of 14 witnesses, only one witness has been

examined.

I have heard learned counsel for the parties.

The petitioner has been in custody since 12.02.2019. Trial of the case would take time to conclude. Therefore, no useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail and surety bond of `5.00 lacs to the satisfaction of the learned trial Court/ Duty Magistrate. Amount of surety of `5.00 lacs has been imposed upon the petitioner as the petitioner belongs to District Bareilly, Uttar Pradesh.

14th September, 2020

Sonia Puri

(HARNARESH SINGH GILL)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No