

**210 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM-M-3982-2020(O&M)
Date of Decision: 08.04.2021**

(Heard through V.C.)

Joga Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Shivender Pal Singh, Advocate
for the petitioner.

Ms. Bhawna Gupta, D.A.G., Punjab.

JAISHREE THAKUR, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No.119 dated 04.08.2014, under Section 21 of the NDPS Act registered at Police Station Kot Ise Khan, District Moga.

Learned counsel for the petitioner herein would contend that he was declared a proclaimed offender on 31.07.2018 and ultimately was arrested on 31.10.2019 and has been in custody since then. It is argued that the alleged recovery from him is 8 grams of heroin, which would fall under the category of “non-commercial quantity”. It is further argued that there is no other case pending against the petitioner and the trial is likely to take some time to conclude.

Learned counsel appearing on behalf of the respondent-State opposes the grant of regular bail.

I have heard counsel for the parties and have also perused case file.

Keeping in view the facts and circumstances of the case and the fact that no other case is pending against the petitioner, I deem it appropriate to allow the petitioner benefit of bail, at this stage. The petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing adequate bail bonds and surety bonds to the satisfaction of trial Court/Duty Magistrate concerned.

08.04.2021
ps-I

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No